

FIFTY-FIRST DAY

(Continued)

(Monday, April 17, 1933)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Stevenson.

HOUSE BILL NO. 399 WITH SENATE AMENDMENTS

Mr. Tillery called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 399, A bill to be entitled "An Act permitting the taking of pelts of fur-bearing animals for the purpose of sale in Nacogdoches County, during the months of December and January; making it unlawful to take such pelts or to employ a steel trap for taking any fur-bearing animal during any other months than December and January; providing a penalty; repealing all laws or parts of laws in conflict with this Act, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Tillery moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Laird, Tillery, Glass, Hudleston, and Dwyer.

HOUSE BILL NO. 322 ON PASSAGE TO ENGROSSMENT

Mr. Hyder moved to take up, for consideration at this time, House Bill No. 322, which bill had heretofore been laid on the table subject to call, and due notice having been given that same would be called up today.

Mr. Kyle of Hays raised a point of order on further consideration of the motion at this time, on the ground that under the Rule of the House, the appropriation bills which are on the calendar, take precedence over other bills.

The Speaker overruled the point of order.

Question recurring on the motion by Mr. Hyder, it prevailed.

The Speaker then laid before the House, on its passage to engrossment,

H. B. No. 322, A bill to be entitled "An Act to fix the tuition to be collected from students registering in the schools of collegiate rank, supported in whole, or in part, by appropriation of public funds from the State Treasury, and empowering the State Board of Education to grant scholarships to such institutions, and prescribing the regulations therefor";

The bill having heretofore been read second time, with committee amendment by Mr. Wagstaff, pending.

Mr. Wagstaff withdrew the pending amendment, and offered the following amendment in lieu thereof:

Amend House Bill No. 322 by striking out all below the enacting clause, and inserting in lieu thereof the following:

"Section 1. The governing boards of the several institutions of collegiate rank, supported in whole, or in part, by public funds appropriated from the State Treasury, shall cause to be collected from students registering in the said schools after September 1, 1933, tuition at the following rates:

"1. From each student resident within this State who registers for a full schedule of work as prescribed for regular full-time students, the sum of seventy-five dollars (\$75) for each session of nine (9) months, or thirty-seven dollars and fifty cents (\$37.50) for each semester, or twenty-five dollars (\$25) for each term of three (3) months.

"2. From each student, who shall not have been, at the time of registration, a resident of the State of Texas for the period of at least one year, and who registers for a full schedule of work as prescribed for regular full-time students, an amount equal to the amount charged students from Texas by similar schools in the State of which said student shall be a resident, said amount to be fixed and determined by the governing boards of the several institutions in which said students may register. Provided, however, that if this Section shall be held to be unconstitutional or void from any cause, there shall be collected from each non-resident student the

sum of seventy-five dollars (\$75) for each semester. A 'non-resident student' is hereby defined to be a student of less than twenty-one (21) years of age, living away from his family and whose family resides in another State, or whose family has resided within this State for a period of time less than twelve (12) months prior to the date of registration; or a student of twenty-one (21) years of age or over who resides out of the State, or who has resided within the State for a period of less than twelve (12) months prior to the date of registration.

"3. From each resident or non-resident student who registers for substantially less than the full schedule of work prescribed for full-time students, a sum correspondingly less than the full amount of tuition prescribed for full-time students in paragraphs 1 and 2 above.

"4. From each student registering for a summer session, such amount as shall be fixed by the governing board of such institution, but in no event less than twenty dollars (\$20) for a twelve (12) weeks' term, or more than thirty-five dollars (\$35) for a twelve (12) weeks' term.

"5. The foregoing provisions, requiring the governing boards to collect tuition, shall not be interpreted as depriving the said boards of the right to collect such library, laboratory, and other fees as they are now permitted by law to collect.

"Sec. 2. The State Board of Education is herein empowered and shall grant a number of scholarships to students desiring to attend a regular term of the State institutions of collegiate rank. The total number of such scholarships shall not exceed 15 per cent (15%) of the total enrollments in the freshman classes of said institutions for the regular session preceding. From each student holding such a scholarship who registers for a full schedule of work, tuition shall be collected at the rate of fifteen dollars (\$15) for each semester. From each student holding said scholarship, who registers for substantially less than a full schedule of work, or for a term, or for any other period of time less than a semester, a sum correspondingly less shall be collected. Said scholarships shall be granted in the following manner, and according to the following stipulations, to wit: Students seeking such scholarships

shall make application therefor on forms prescribed by the State Board of Education. Such application shall be signed by the principal, or superintendent, or both, and by a majority of the members of the board of education of the school from which the applicant for the scholarship is a graduate, or has been a student, and shall be accompanied by a transcript of the record of such student during the last two (2) years of high school work. All signatures thereon shall be construed as recommendations that the applicant be awarded the scholarship upon the following basis:

"(1) That said applicant is a deserving student, possessing an aptitude for scholastic pursuits, and is worthy of such scholarship. (2) That the applicant would otherwise be unable to attend college because of financial reasons, and for such cause would be deprived of the opportunity of receiving a college education. Said scholarships shall not apply to summer schools.

"Sec. 3. The State Board of Education, or through an administrative officer under the jurisdiction thereof, shall award such scholarships in accordance with the provisions of Section 2 above, and assign said students to the various institutions, in accordance with their individual preferences, so far as practicable, and in accordance with the per centum basis as set forth in Section 2 above.

"Sec. 4. The State Board of Education shall have power to make and define all regulations for the administration of the provisions set forth in Sections 2 and 3 of this Act and not otherwise in violation thereof.

"Sec. 5. All tuition, local funds, and fees collected by such institutions shall be retained by such institutions and accounted for annually to the State Board of Control.

"Sec. 6. All laws and parts of laws in conflict with the provisions herein are hereby repealed.

"Sec. 7. The crowded condition of the calendar, and the fact that the State has no law requiring students in institutions of collegiate rank to pay adequate tuition, and the further fact that the depleted condition of our Treasury create an emergency and an imperative public necessity that the constitutional rule,

requiring bills to be read on three several days in each House, the further constitutional rule as to time when laws take effect, be suspended, and each of them is hereby suspended, this Act shall take effect and be in full force and effect from and after its passage, and it is so enacted."

CLAYTON,
WAGSTAFF,
CHASTAIN.

Mr. Wells offered the following amendment to the amendment:

Amend amendment to House Bill No. 322 by striking out Subsection 1, of Section 1, and inserting in lieu thereof the following:

"From each student resident within this State who registers for a full schedule of work as prescribed for regular full-time students, the sum of \$30 for each session of nine months, or \$15 for each semester of four and one-half months, or \$7.50 per term of three months, and in no instance shall the tuition or fee exceed the above amounts for stated time."

(Mr. Cathey in the Chair.)

Mr. Camp offered the following substitute for the amendment by Mr. Wells:

Substitute for amendment to amendment:

Amend amendment to House Bill No. 322, Subsection 1, of Section 1, by striking out the words and figures "seventy-five (75), and inserting in lieu the words and figures "sixty (60)"; and by striking out the words and figures "thirty-seven dollars and fifty cents (\$37.50)," and inserting in lieu thereof the words and figures "thirty dollars (\$30)"; and by striking out the words and figures "twenty-five (25)" and insert in lieu thereof the words and figures "twenty (20)."

(Speaker in the Chair.)

Mr. Pope moved the previous question on the pending amendment by Mr. Wells and the substitute amendment by Mr. Camp, and the main question was ordered.

Question first recurring on the substitute amendment by Mr. Camp, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—74

Aikin.	Kyle of Palo Pinto.
Alexander.	Latham.
Anderson	Lemens.
of Johnson.	Lotief.
Barron.	Magee.
Beck.	Mathis.
Bedford.	McKee.
Camp.	Merritt.
Caven.	Metcalfe.
Clayton.	Mitcham.
Davidson.	Moffett.
Devall.	Morse.
Fisher.	Munson.
Ford.	Parkhouse.
Goodman.	Pope.
Graves.	Purveyer.
Haag.	Ratliff.
Hankamer.	Ray.
Harman.	Reed of Bowie.
Harris.	Reed of Dallas.
Harrison.	Roberts.
Hartzog.	Rogers of Hunt.
Hester.	Ross.
Hicks.	Russell.
Hill of Webb.	Scarborough.
Holland.	Scott.
Hoskins.	Shannon.
Huddleston.	Shults.
Hughes.	Smith.
Hunt.	Steward.
Jackson.	Stovall.
James.	Thomas.
Johnson	Turlington.
of Anderson.	Van Zandt.
Jones of Atascosa.	Wagstaff.
Jones of Runnels.	Walker.
Jones of Shelby.	West.
Kayton.	Wood.

Nays—52

Adamson.	Hill of Brazoria.
Baker.	Hodges.
Bourne.	Holekamp.
Burns.	Hyder.
Butler.	Kyle of Hays.
Calvert.	Laird.
Canon.	Lindsey.
Cathey.	Mackay.
Chastain.	McGregor.
Colson.	Moore.
Coombes.	Morrison.
Cowley.	Nicholson.
Crossley.	Patterson.
Daniel.	Pavlica.
Dunagan.	Ramsey.
Engelhard.	Renfro.
Fain.	Riddle.
Few.	Rogers
Fuchs.	of Ochiltree.
Glass.	Rollins.
Golson.	Stanfield.
Greathouse.	Stinson.
Griffith.	Sullivan.
Head.	Tarwater.

Tillery.
Townsend.
Wells.

Winningham.
Young.

Absent

Alsup.
Anderson
of Bexar.
Barrett.
Bradley.
Dean.
Dunlap.
Duvall.
Dwyer.
Good.
Holloway.

Jefferson.
Leonard.
Long.
McClain.
McDougald.
Palmer.
Reader.
Savage.
Tennyson.
Weinert.

Absent—Excused

Johnson
of Dimmit. McCullough.
Vaughan.

Question then recurring on the amendment as substituted, yeas and nays were demanded.

The amendment as substituted was then lost by the following vote:

Yeas—62

Aikin.
Alexander.
Anderson
of Johnson.
Baker.
Barron.
Beck.
Bedford.
Calvert.
Camp.
Cathey.
Caven.
Crossley.
Davidson.
Devall.
Dunagan.
Ford.
Fuchs.
Graves.
Haag.
Hankamer.
Harrison.
Hicks.
Hodges.
Holland.
Hoskins.
Huddleston.
Hughes.
Hunt.
Hyder.
Jackson.
James.

Jefferson.
Johnson
of Anderson.
Jones of Runnels.
Jones of Shelby.
Kayton.
Kyle of Hays.
Lemens.
Magee.
Mathis.
McKee.
Metcalf.
Mitcham.
Moffett.
Parkhouse.
Pope.
Ratliff.
Ray.
Roberts.
Rogers of Hunt.
Ross.
Russell.
Scarborough.
Shults.
Smith.
Stinson.
Stovall.
Tennyson.
Thomas.
Turlington.
Walker.
West.

Nays—71

Adamson.
Barrett.
Bourne.

Burns.
Butler.
Canon.

Chastain.
Clayton.
Colson.
Coombes.
Cowley.
Daniel.
Engelhard.
Fain.
Few.
Fisher.
Glass.
Golson.
Good.
Goodman.
Greathouse.
Griffith.
Harman.
Harris.
Hartzog.
Head.
Hester.
Hill of Brazoria.
Hill of Webb.
Holekamp.
Jones of Atascosa.
Kyle of Palo Pinto.
Laird.
Latham.
Lindsey.
Long.
Lotief.
Mackay.
McClain.

McDougald.
McGregor.
Merritt.
Moore.
Morrison.
Morse.
Munson.
Nicholson.
Patterson.
Pavlica.
Purveyer.
Ramsey.
Reed of Bowie.
Reed of Dallas.
Renfro.
Riddle.
Rogers
of Ochiltree.
Rollins.
Scott.
Shannon.
Stanfield.
Steward.
Sullivant.
Tarwater.
Tillery.
Townsend.
Van Zandt.
Wagstaff.
Wells.
Winningham.
Wood.
Young.

Absent

Alsup.
Anderson
of Bexar.
Bradley.
Dean.
Dunlap.
Duvall.

Dwyer.
Holloway.
Leonard.
Palmer.
Reader.
Savage.
Weinert.

Absent—Excused

Johnson
of Dimmit. McCullough.
Vaughan.

Question—Shall the amendment by Mr. Wagstaff be adopted?

HOUSE BILL NO. 231 WITH SENATE AMENDMENTS

Mr. Greathouse called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 231, A bill to be entitled "An Act providing relief (in behalf of owners of lands encumbered by liens) against immediate effect of foreclosures by providing the time when and the manner in which judgments in foreclosure and/or judgment in cases of trespass to try title may be satisfied

and released and/or otherwise may become enforceable by or through writs of possession, etc.; repealing Articles 2219 and 7388, of the Revised Civil Statutes of Texas, 1925; providing for separability of terms and/or application of the Act, and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Greathouse moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee: Messrs. Greathouse, Pope, Lindsey, McClain, and Canon.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 17, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 14, A bill to be entitled "An Act to amend Article 2549, of the Revised Civil Statutes of Texas for 1925, so that the requirements and provisions of said Article shall remain and be the same as at the present, except that it shall provide that funds deposited by the tax collector of each county shall bear interest on daily balances 'at the rate, if any, fixed for such deposits of the tax collector by the commissioners court in its order designating such depository or depositories,' instead of 'at the same rate as such depository or depositories have undertaken to pay for the use of county funds,' and declaring an emergency."

S. B. No. 20, A bill to be entitled "An Act fixing the time for making election returns by presiding judges in general and special elections, and amending Article 3123 so as to fix the time for making precinct and county election returns in party primary elections; fixing a penalty for the failure to make such returns within the time prescribed by this Act; and declaring an emergency."

S. B. No. 55, A bill to be entitled "An Act amending Article 2237, of the Revised Statutes, by dispensing with bills of exception to action on written motions; and declaring an emergency."

S. B. No. 109, A bill to be entitled "An Act defining 'pasture rights,' and regulating the use of pasturage and the number of cattle per acre in the County of Jefferson, in cases where different owners of land in the same enclosure pasture cattle thereon."

S. B. No. 118, A bill to be entitled "An Act to amend Article 514, Revised Civil Statutes, as amended by Acts of Forty-first Legislature, First Called Session; and declaring an emergency."

S. B. No. 167, A bill to be entitled "An Act providing limiting the time within which ad valorem taxes may be collected by the State, any county, municipality, or other defined subdivision, and declaring an emergency."

S. B. No. 185, A bill to be entitled "An Act amending paragraph No. 5, of Section 5 (Article 4875-a-5), of Chapter 274, of the General Laws of the Regular Session of the Forty-first Legislature and which relates to the regulation of local mutual aid associations paying death benefits, operating an assessment insurance benefit association and paying benefits, wherein the funds are provided by collection from the members; defining the law and the manner under which such associations may operate, and said paragraph No. 5, of Section 5, which provides for the number of persons necessary to have given applications for membership in the association; and declaring an emergency."

S. B. No. 253, A bill to be entitled "An Act to regulate the operation of corporations organized and incorporated under a pre-existing law in this State without capital stock and not for profit, which law has been amended or repealed, or re-enacted, and which were operating and carrying on in this State immediately prior to January 1, 1933, the State-wide business of mutually protecting or insuring the lives of their members by assessments made upon their members; and declaring an emergency."

S. B. No. 247, A bill to be entitled "An Act creating a physical restoration service for crippled children in the Vocational Rehabilitation Division of the State Department of Education; providing for the powers and duties of said service; granting unto said service power to establish diagnostic clinics and to designate hospitals for the care, treatment, and hospitalization of crippled children; and to pay the costs thereof in cases of indigent children; designating the county judge as the agency to determine and certify who are indigent children, and to make the necessary appropriation for carrying out the provisions of this Act; and declaring an emergency."

S. B. No. 265, A bill to be entitled "An Act making an appropriation to be paid out of the General Revenue Fund of the State of Texas the sum of eleven hundred and seventy dollars and twenty cents (\$1170.20), not otherwise appropriated, to cover taxes due by the State of Texas to the Brazoria Independent School District, covering the years from 1929 to 1932; and declaring an emergency."

S. B. No. 268, A bill to be entitled "An Act making an appropriation to pay taxes due by the State of Texas to Bowie County, Texas, for the years 1928 to 1932, inclusive, on lands owned by the Texas Prison System, and declaring an emergency."

S. B. No. 287, A bill to be entitled "An Act making an appropriation to be paid out of the General Revenue Fund of the State of Texas, the sum of one thousand three hundred and thirty-two dollars and forty-two cents (\$1,332.42), not otherwise appropriated, to cover taxes due by the State of Texas to Freeport Independent School District, covering the years, and declaring an emergency."

S. B. No. 483, A bill to be entitled "An Act providing for the creation of water supply districts pursuant to Section 59, Article XVI, of the Constitution, etc., and declaring an emergency."

S. B. No. 296, A bill to be entitled "An Act to amend Chapter 97, of the General Laws of the Forty-second Legislature, Regular Session, regulating the production, sale, dispensation, and other traffic in narcotic drugs as defined herein; making ex-

ception; providing for the identification of said drugs and the containers thereof and for the execution of prescriptions; repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

S. B. No. 292, A bill to be entitled "An Act to amend Article 2832, Title 49, of the Revised Civil Statutes of 1925, as amended by Senate Bill No. 47, approved August 12, 1931, and repealing all laws and parts of laws in conflict therewith; and declaring an emergency."

S. B. No. 295, A bill to be entitled "An Act to regulate the sale of insecticides and fungicides, prohibiting their adulteration, misbranding, or misrepresentation, forbidding the use of certain materials, providing for the collection and analysis of samples, statements of sales and shipments, the expenses of the enforcement of the law, fixing penalties for its violation, and declaring an emergency."

S. B. No. 318, A bill to be entitled "An Act making certain emergency appropriations out of General Revenue of the State Treasury to the Department of Agriculture to print farm census data; for payment of electroplates, etchings, and materials purchased; for salary of Mrs. Avon Garrett, one month; and for printing such farm data in bulletin form to be distributed by using franking privileges permitted by joint agreement between the Department of Agriculture and United States Crop Reporting Service, and declaring an emergency."

S. B. No. 334, A bill to be entitled "An Act to amend Articles 1111, 1112, 1113, and 1114, of the Revised Civil Statutes of Texas for 1925, and amendments thereof as passed by the Fortieth Legislature, found in Chapter 194, page 276, of the Regular Session of the Fortieth Legislature, and as amended by Chapter 32, Acts of the Third Called Session of the Forty-second Legislature, at page 96, of the Acts of the Third Called Session of the Forty-second Legislature, providing for the character of repairs and extensions necessary to render efficient service which shall be a first lien and charge upon the incomes of the particular utility which is repaired or extended, and declaring an emergency."

S. B. No. 382, A bill to be entitled "An Act to amend Article 1321, Revised Civil Statutes, 1925, and declaring an emergency."

S. B. No. 392, A bill to be entitled "An Act authorizing and empowering the State Highway Commission to exchange land or interests heretofore conveyed to the State of Texas either for right of way, or for the use of the people of Texas for camping accommodations and party purposes under the provisions of the Act known and published as Chapter 37, of the General and Special Laws of the First Called Session of the Fortieth Legislature, page 110, for other lands or interests therein adjacent to or accessible from the State highway referred to in said Act, and declaring an emergency."

S. B. No. 465, A bill to be entitled "An Act amending Chapter 101, Special Laws of the Forty-second Legislature, Regular Session, the same being known as House Bill No. 744, by amending Section 2-d, and declaring an emergency."

S. B. No. 471, A bill to be entitled "An Act to safeguard against the irresponsible practice of the profession of architecture; defining and regulating the practice of architecture; creating a Board of Architectural Examiners; providing for appointment; fixing the terms of office; providing for appointment of their successors and for filling vacancies; fixing the qualifications of the members of said Board; requiring such members to take the oath of office and file same with the Secretary of State; providing for the election of various officers of said Board; providing for an appropriation from said funds to pay salaries, compensations, and other expenses of said Board; etc., and declaring an emergency."

S. B. No. 473, A bill to be entitled "An Act providing that the wife of any husband who shall wilfully desert, neglect, or refuse to provide for her support and maintenance, when she is in necessitous circumstances, or that the child of any parent who shall wilfully desert, neglect, or refuse to provide for the support and maintenance of his or her child or children, under the age of 16 years, shall have the right, by filing an affidavit of such fact, and providing that said district judge or district court

may make proper provision for the support of such aggrieved person or persons, and that said orders may be enforced as in contempt proceedings; and declaring an emergency."

S. B. No. 499, A bill to be entitled "An Act amending Chapter 5, of the General and Special Laws of the State of Texas, passed by the Forty-second Legislature, being known as House Bill No. 6, of said session, being an Act providing for open season on squirrels in Angelina and Tyler Counties, providing a penalty and declaring an emergency."

S. B. No. 500, A bill to be entitled "An Act amending Article 8183, and Articles 8184, Chapter 7, Title 128, Revised Civil Statutes of the State of Texas, 1925, providing for the dissolution of drainage districts, water improvement districts, and all other reclamation districts created for the conservation, reclamation, and protection of the natural resources of the State of Texas, and declaring an emergency."

S. B. No. 508, A bill to be entitled "An Act repealing Chapter 78, Acts of the Fortieth Legislature of the State of Texas, conferring jurisdiction of the County Court at Law of McLennan County on the County Court of said County, and the powers possessed by said Court and the Judge thereof on the County Court and County Judge, respectively, of McLennan County, transferring pending causes and making pending processes returnable to the County Court of McLennan County, disposing of fees of office, fixing the salary of the County Judge of McLennan County, and declaring an emergency."

S. B. No. 133, A bill to be entitled "An Act providing for the appointment by the District Judge of the Twenty-fifth Judicial District of Texas, composed of the Counties of Guadalupe, Gonzales, Colorado, and Lavaca, or the judge of the judicial district of which the Counties of Guadalupe, Gonzales, Colorado, and Lavaca are a part thereof, of an official shorthand reporter for such district; providing his qualification; providing that the salary of the said official shorthand reporter shall be fixed, and declaring this Act to be a Special Act, notices thereof having been duly published and exhibited as required by law; and declaring an emergency."

S. B. No. 315, A bill to be entitled "An Act providing for the appointment of an official court reporter in and for each district court of Bexar County, either civil or criminal, by the judge of each district court of said county, either civil or criminal; providing the qualifications; providing that the salary of each of said official court reporters shall be fixed and determined by the judge so appointing such court reporter, and not otherwise; providing for the manner of payment of said salary, and out of what fund; providing for transcript fees; declaring this Act to be a Special Act, notices thereof having been duly published and exhibited as required by law; and declaring an emergency."

The Senate has adopted

S. R. No. 87, Requesting the House to return House Bill No. 231 to the Senate for further consideration.

Respectfully

BOB BARKER,
Secretary of the Senate.

BILL SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 791, "An Act amending Subsection 14, of Article 521-c, of the Revised Civil Statutes of Texas, same being Acts, 1931, Forty-second Legislature, Second Called Session, page 64, Chapter 40, by providing that hereafter in all condemnation proceedings, the mineral rights of the condemned party shall be superior to the surface rights of the condemning party, and in the event of any conflict where it is necessary to drill any offset well, that the surface rights shall yield to the mineral rights, and the condemning party shall immediately remove any interference or hindrance therewith, and in the event of his failure to do so upon demand, the owner of the mineral rights shall have the right to do so, without liability, etc.; and declaring an emergency."

RECESS

Mr. Walker moved that the House adjourn until 2 o'clock p. m., Monday, April 17.

Mr. Daniel moved that the House recess to 2 o'clock p. m., today.

Question first recurring on the motion by Mr. Walker, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—63

Alexander.	Lotief.
Barron.	Mathis.
Butler.	McGregor.
Cathey.	McKee.
Coombes.	Mitcham.
Devall.	Moore.
Dunagan.	Morrison.
Dwyer.	Morse.
Engelhard.	Nicholson.
Fisher.	Parkhouse.
Good.	Patterson.
Griffith.	Pavlica.
Haag.	Pope.
Harris.	Ramsey.
Harrison.	Ray.
Hartzog.	Reader.
Hill of Brazoria.	Reed of Dallas.
Hill of Webb.	Renfro.
Holekamp.	Riddle.
Holloway.	Rogers of Hunt.
Hoskins.	Russell.
Huddleston.	Smith.
James.	Steward.
Jefferson.	Tennyson.
Johnson	Tillery.
of Anderson.	Turlington.
Jones of Shelby.	Wagstaff.
Kayton.	Walker.
Kyle of Palo Pinto.	Wells.
Laird.	West.
Latham.	Winningham.
Long.	Wood.

Nays—72

Adamson.	Few.
Aikin.	Ford.
Anderson	Fuchs.
of Bexar.	Glass.
Anderson	Golson.
of Johnson.	Goodman.
Baker.	Graves.
Barrett.	Greathouse.
Beck.	Hankamer.
Bedford.	Harman.
Bourne.	Head.
Burns.	Hester.
Calvert.	Hicks.
Camp.	Hodges.
Canon.	Hughes.
Caven.	Hunt.
Chastain.	Hyder.
Clayton.	Jones of Atascosa.
Colson.	Kyle of Hays.
Cowley.	Lemens.
Crossley.	Leonard.
Daniel.	Lindsey.
Davidson.	Magee.
Dean.	Mackay.
Fain.	Merritt.

Metcalf.	Scott.
Moffett.	Shannon.
Munson.	Shults.
Palmer.	Stanfield.
Puryear.	Stinson.
Ratliff.	Stovall.
Reed of Bowie.	Sullivant.
Roberts.	Tarwater.
Rogers	Thomas.
of Ochiltree.	Townsend.
Rollins.	Van Zandt.
Ross.	Young.
Scarborough.	

Absent

Alsup.	Jones of Runnels.
Bradley.	McClain.
Dunlap.	McDougald.
Duvall.	Savage.
Holland.	Weinert.
Jackson.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	Vaughan.

Question then recurring on the motion by Mr. Daniel, it prevailed, and the House, accordingly, at 12:15 o'clock p. m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 14, to the Committee on Revenue and Taxation.

Senate Bill No. 20, to the Committee on Privileges, Suffrage, and Elections.

Senate Bill No. 55, to the Committee on Judiciary.

Senate Bill No. 109, to the Committee on Live Stock and Stock Raising.

Senate Bill No. 118, to the Committee on Banks and Banking.

Senate Bill No. 133, to the Committee on State Affairs.

Senate Bill No. 167, to the Committee on Revenue and Taxation.

Senate Bill No. 185, to the Committee on Insurance.

Senate Bill No. 247, to the Committee on Appropriations.

Senate Bill No. 253, to the Committee on Municipal and Private Corporations.

Senate Bill No. 265, to the Committee on Appropriations.

Senate Bill No. 287, to the Committee on Appropriations.

Senate Bill No. 268, to the Committee on Appropriations.

Senate Bill No. 292, to the Committee on Education.

Senate Bill No. 295, to the Committee on Agriculture.

Senate Bill No. 296, to the Committee on Public Health.

Senate Bill No. 315, to the Committee on State Affairs.

Senate Bill No. 318, to the Committee on Appropriations.

Senate Bill No. 334, to the Committee on Municipal and Private Corporations.

Senate Bill No. 382, to the Committee on Municipal and Private Corporations.

Senate Bill No. 392, to the Committee on Conservation and Reclamation.

Senate Bill No. 465, to the Committee on Criminal Jurisprudence.

Senate Bill No. 471, to the Committee on State Affairs.

Senate Bill No. 473, to the Committee on Judiciary.

Senate Bill No. 483, to the Committee on Conservation and Reclamation.

Senate Bill No. 499, to the Committee on Game and Fisheries.

Senate Bill No. 500, to the Committee on Conservation and Reclamation.

Senate Bill No. 508, to the Committee on Judiciary.

REQUESTING FEDERAL GOVERNMENT TO ABANDON CERTAIN TAX

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 40, Relative to tax on gasoline.

Whereas, Prior to the year 1932, every State in the Union and the District of Columbia had imposed a tax upon gasoline with the rates running from two cents a gallon to seven cents a gallon for State purposes; and,

Whereas, In addition thereto the counties in some States and also cities have imposed additional taxes upon gasoline, making the gasoline tax for State and county purposes in some counties as high as nine cents a gallon; and,

Whereas, This tax upon gasoline is a burden upon the industries and commercial life of practically every State, and any additional tax to that already levied by the States and the counties and cities thereof prior to 1932 became an additional burden to the users of gasoline and to the oil and gasoline industry; and,

Whereas, On June 21, 1932, the Federal Government entered the field of gasoline taxation by imposing a one-cent-a-gallon tax upon gasoline sold by producers and importers as an emergency measure to run to June 30, 1933; and,

Whereas, The Congress indicates that said emergency measure will be further extended to June 1, 1934; now, therefore, be it

Resolved by the Senate of Texas, the House concurring, That it is the opinion of the Legislature of the State of Texas that the Federal Government should withdraw from the field of gasoline taxation, and that the Legislature of the State of Texas respectfully requests of the Federal Government, either at the end of the present Emergency Act, levying a Federal tax on gasoline, or by June 1, 1934, that it abandon this field of taxation and leave the same entirely to the States and their subdivisions; and, be it further

Resolved, That the Secretary of the Senate be instructed, upon the final passage of this resolution, to send a duly authenticated copy of the same to each Member of Congress from the State of Texas, and to the Secretary of the Interstate Commission on Conflicting Taxation.

The resolution was read second time, and was adopted.

HOUSE BILL NO. 218 WITH SENATE AMENDMENTS

Mr. Metcalfe called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 218, A bill to be entitled "An Act requiring the Land Commissioner to ascertain and determine the amount of bonus and rental money due the State, and by whom due, under the operation, terms, and conditions of Chapter 81, printed Acts of the Second Called Session of the Thirty-sixth Legislature and the amendment thereof, by the First Called Session of the Thirty-seventh Legislature, which Acts are generally referred to as the Relinquishment Act, authorizing the Land Commissioner to settle and compromise such debts with the debtors on the basis of actual amounts found due, less all just and lawful credits, etc.; and declaring an emergency."

The Speaker laid the bill before the House, with the Senate amendments.

Mr. Metcalfe moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following committee: Mrs. Hughes, and Messrs. Calvert, McGregor, Wagstaff, and Jones of Atascosa.

HOUSE BILL NO. 322 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 322, relative to the rates of tuition to be charged for college entrance, etc., on its passage to engrossment; the bill having heretofore been read second time, with amendment by Mr. Wagstaff pending.

Mr. Burns offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322, Section 1, by striking out the figures "\$75," and insert in lieu thereof "\$40," and by striking out "\$37.50," and insert in lieu thereof "\$20," and amend other figures to compare accordingly.

BURNS,
RAMSEY,
DANIEL,
MOORE.

Mr. Wagstaff moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—74

Adamson.	Lotief.
Aikin.	Mackay.
Alexander.	McClain.
Anderson	McDougald.
of Bexar.	McKee.
Anderson	Merritt.
of Johnson.	Mitcham.
Barron.	Moffett.
Beck.	Morrison.
Bourne.	Morse.
Camp.	Munson.
Canon.	Nicholson.
Chastain.	Parkhouse.
Clayton.	Pope.
Dean.	Puryear.
Devall.	Ratliff.
Dwyer.	Ray.
Ford.	Reed of Bowie.
Golson.	Reed of Dallas.
Good.	Rogers of Hunt.
Goodman.	Rollins.
Graves.	Ross.
Haag.	Savage.
Hankamer.	Scarborough.
Harman.	Scott.
Harris.	Shannon.
Hester.	Smith.
Hicks.	Steward.
Hill of Brazoria.	Stovall.
Hill of Webb.	Tennyson.
Hoskins.	Thomas.
Jackson.	Turlington.
Jones of Atascosa.	Van Zandt.
Jones of Shelby.	Vaughan.
Kayton.	Wagstaff.
Kyle of Palo Pinto.	Walker.
Latham.	Winningham.
Lindsey.	Young.

Nays—47

Baker.	Hodges.
Barrett.	Holekamp.
Burns.	Holland.
Butler.	Huddleston.
Calvert.	Hughes.
Caven.	Hunt.
Colson.	Hyder.
Cowley.	James.
Crossley.	Jefferson.
Daniel.	Jones of Runnels.
Dunagan.	Kyle of Hays.
Fain.	Laird.
Few.	Lemens.
Fisher.	Magee.
Glass.	Moore.
Greathouse.	Palmer.
Griffith.	Patterson.
Hartzog.	Renfro.
Head.	Riddle.

Rogers	Tarwater.
of Ochiltree.	Tillery.
Shults.	Townsend.
Stanfield.	Wells.
Stinson.	Wood.

Present—Not Voting

Duvall.

Absent

Alsup.	Leonard.
Bedford.	Long.
Bradley.	Mathis.
Cathey.	McGregor.
Coombes.	Metcalfe.
Davidson.	Pavlica.
Dunlap.	Ramsey.
Engelhard.	Reader.
Fuchs.	Roberts.
Harrison.	Russell.
Holloway.	Sullivan.
Johnson	Weinert.
of Anderson.	West.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

Mr. Moore offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322 by striking out the figures "\$75," and "\$37.50," and "\$25," in Subdivision 1, of Section 1 thereof, and insert in lieu thereof the figures "\$50," and "\$25," and "\$16.67," respectively.

MOORE,
HOLEKAMP,
McCLAIN,
CANON.

Mr. Head offered the following substitute for the amendment by Mr. Moore:

Substitute for amendment to amendment to House Bill No. 322 by striking out Part 1, of Section 1, and substituting the following:

"Part 1. From each student resident within this State, who registers for a full schedule of work as prescribed for regular full-time students for those classified as freshmen, the sum of thirty dollars (\$30) for each session of nine months, or fifteen dollars (\$15) for each semester, or ten dollars (\$10) for each term of three months. For those classified as sophomores, forty dollars (\$40) for each session of nine months, or twenty-

ty dollars (\$20) for each semester, or fourteen dollars (\$14) for each term of three months. For those classified as juniors, fifty dollars (\$50) for each term of nine months, or twenty-five dollars (\$25) for each semester, or seventeen dollars (\$17) for each term of three months. For those classified as seniors, sixty dollars (\$60) for each term of nine months, thirty dollars (\$30) for each semester, or twenty dollars (\$20) for each term of three months.

"Part 2. From each student, resident within this State, doing graduate work, the sum of seventy-five dollars (\$75) for each session of nine months, thirty-seven dollars and fifty cents (\$37.50) for each semester, and twenty-five dollars (\$25) for each term of three (3) months."

HEAD,
DUNAGAN,
WELLS.

Mr. Harman moved to table the substitute amendment.

The motion prevailed.

Question then recurring on the amendment by Mr. Moore, it was adopted.

(Mr. Dunagan in the Chair.)

Mr. Calvert moved the previous question on the pending amendment and the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

(Speaker in the Chair.)

Mr. Long moved the previous question on the pending amendment and the bill, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost by the following vote:

Yeas—57

Alexander.	Devall.
Baker.	Dwyer.
Barron.	Fisher.
Bourne.	Griffith.
Cathey.	Hankamer.
Chastain.	Harman.
Clayton.	Harris.
Colson.	Hartzog.
Davidson.	Hester.

Hill of Webb.	Rollins.
Holekamp.	Ross.
Holloway.	Savage.
Huddleston.	Scarborough.
Hughes.	Shannon.
Jackson.	Shults.
James.	Stanfield.
Jones of Atascosa.	Steward.
Jones of Shelby.	Stinson.
Latham.	Sullivant.
Long.	Tarwater.
Lotief.	Tennyson.
Mackay.	Turlington.
Mathis.	Van Zandt.
McClain.	Wagstaff.
Merritt.	Walker.
Morse.	Wells.
Pavlica.	West.
Reed of Bowie.	Wood.
Reed of Dallas.	

Nays—63

Adamson.	Kayton.
Aikin.	Kyle of Hays.
Anderson	Leonard.
of Johnson.	Lindsey.
Barrett.	Magee.
Beck.	McDougald.
Burns.	Metcalf.
Butler.	Mitcham.
Camp.	Moffett.
Canon.	Moore.
Caven.	Morrison.
Coombes.	Munson.
Cowley.	Nicholson.
Crossley.	Palmer.
Daniel.	Parkhouse.
Dean.	Patterson.
Engelhard.	Puryear.
Fain.	Ratliff.
Few.	Ray.
Ford.	Riddle.
Glass.	Roberts.
Golson.	Rogers of Hunt.
Goodman.	Rogers
Greathouse.	of Ochiltree.
Haag.	Russell.
Head.	Scott.
Hicks.	Smith.
Hill of Brazoria.	Stovall.
Hodges.	Townsend.
Holland.	Vaughan.
Hunt.	Winningham.
Hyder.	Young.
Jones of Runnels.	

Present—Not Voting

Duvall.

Absent

Alsup.	Bradley.
Anderson	Calvert.
of Bexar.	Dunlap.
Bedford.	Dunagan.

Fuchs.	Lemens.
Good.	McGregor.
Graves.	McKee.
Harrison.	Pope.
Hoskins.	Ramsey.
Jefferson.	Reader.
Johnson	Renfro.
of Anderson.	Thomas.
Kyle of Palo Pinto.	Tillery.
Laird.	Weinert.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

Mr. Head offered the following amendment to the amendment:

Amend amendment to House Bill No. 322 by striking out all of Sections 2, 3, and 4.

The amendment was adopted.

Mr. Coombes offered the following amendment to the amendment:

Amend substitute for committee amendment to House Bill No. 322 by eliminating Section 5 thereof and substituting the following:

"Section 5. All funds collected under the provisions of this bill shall be placed in the State Treasury to credit of the General Fund."

COOMBES,
FAIN.

(Mr. Anderson of Johnson in the Chair.)

Mr. Burns moved to table the amendment by Mr. Coombes.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—77

Alexander.	Ford.
Anderson	Fuchs.
of Bexar.	Glass.
Baker.	Golson.
Barrett.	Goodman.
Burns.	Greathouse.
Butler.	Griffith.
Clayton.	Hankamer.
Colson.	Harman.
Crossley.	Head.
Daniel.	Hicks.
Dean.	Hill of Brazoria.
Dunlap.	Hill of Webb.
Dwyer.	Hoskins.
Engelhard.	Hughes.
Few.	Hyder.

Jackson.	Reed of Bowie.
James.	Renfro.
Johnson	Riddle.
of Anderson.	Rogers
Jones of Runnels.	of Ochiltree.
Jones of Shelby.	Ross.
Kayton.	Shults.
Kyle of Hays.	Smith.
Latham.	Stanfield.
Leonard.	Steward.
Lindsey.	Stinson.
Lotief.	Stovall.
Mackay.	Tarwater.
McClain.	Tennyson.
Merritt.	Tillery.
Metcalfe.	Townsend.
Mitcham.	Turlington.
Moffett.	Van Zandt.
Morse.	Vaughan.
Munson.	Wagstaff.
Palmer.	Wells.
Patterson.	West.
Ratliff.	Winningham.
Ray.	Young.

Nays—40

Adamson.	Laird.
Aikin.	Lemens.
Barron.	Magee.
Beck.	Moore.
Bourne.	Morrison.
Calvert.	Nicholson.
Camp.	Parkhouse.
Cathey.	Pavlica.
Caven.	Pope.
Coombes.	Puryear.
Cowley.	Reed of Dallas.
Devall.	Roberts.
Fain.	Rogers of Hunt.
Fisher.	Rollins.
Good.	Savage.
Harris.	Scarborough.
Hartzog.	Scott.
Holekamp.	Shannon.
Holloway.	Sullivant.
Jones of Atascosa.	Wood.

Present—Not Voting

Duvall.

Absent

Alsup.	Hodges.
Anderson	Holland.
of Johnson.	Huddleston.
Bedford.	Hunt.
Bradley.	Jefferson.
Canon.	Kyle of Palo Pinto.
Chastain.	Long.
Davidson.	Mathis.
Dunagan.	McDougald.
Graves.	McGregor.
Haag.	McKee.
Harrison.	Ramsey.
Hester.	Reader.

Russell.
Thomas.

Walker.
Weinert.

Absent—Excused

Johnson
of Dimmit.

McCullough.

Mr. Kayton offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322, page 2, Section 5, by adding after the last word of said Section, the following: "Provided, that laboratory fees or charges shall only cover actual materials and supplies used by a student."

The amendment was adopted.

Mr. Pope offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322 by striking out the words "to the State Board of Control," in Section 5, and insert in lieu thereof the following: "as provided in the general appropriation bill."

The amendment was adopted.

Mr. Barrett offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322 by striking out Article 2 and the word "non-resident" in Article 3, Section 1.

(Speaker in the Chair.)

On motion of Mr. Harman, the amendment by Mr. Barrett was tabled.

Mr. Morse moved the previous question on the pending amendment, the amendments on the Speaker's desk, and the bill, and the main question was ordered.

Mr. Barrett offered the following amendment to the bill:

Amend House Bill No. 322 by striking out the enacting clause.

BARRETT,
WELLS.

Question recurring on the amendment by Mr. Barrett, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—26

Baker.
Barrett.

Calvert.
Cowley.

Crossley.
Daniel.
Fisher.
Greathouse.
Griffith.
Head.
Hyder.
Kyle of Hays.
Laird.
Mathis.
McGregor.
Palmer.

Patterson.
Pavlica.
Pope.
Renfro.
Riddle.
Rogers
of Ochiltree.
Stinson.
Tillery.
Townsend.
Wells.

Nays—100

Adamson.
Aikin.
Alexander.
Anderson
of Bexar.
Anderson
of Johnson.
Barron.
Beck.
Bedford.
Bourne.
Burns.
Camp.
Cathey.
Caven.
Chastain.
Clayton.
Coombes.
Davidson.
Dean.
Devall.
Dunlap.
Dunagan.
Duvall.
Engelhard.
Fain.
Few.
Ford.
Fuchs.
Glass.
Golson.
Good.
Goodman.
Hankamer.
Harman.
Harrison.
Hartzog.
Hester.
Hicks.
Hill of Brazoria.
Hill of Webb.
Holekamp.
Holland.
Huddleston.
Hughes.
Hunt.
Jackson.
James.
Jefferson.
Johnson
of Anderson.
Jones of Atascosa.

Jones of Runnels.
Jones of Shelby.
Kayton.
Latham.
Lemens.
Lindsey.
Long.
Lotief.
Mackay.
Magee.
McClain.
McDougald.
McKee.
Merritt.
Metcalf.
Mitcham.
Moffett.
Moore.
Morrison.
Morse.
Munson.
Nicholson.
Parkhouse.
Puryear.
Ratliff.
Ray.
Reed of Bowie.
Reed of Dallas.
Roberts.
Rogers of Hunt.
Rollins.
Ross.
Savage.
Scarborough.
Scott.
Shannon.
Shults.
Smith.
Stanfield.
Steward.
Stovall.
Sullivant.
Tarwater.
Thomas.
Van Zandt.
Vaughan.
Wagstaff.
Walker.
West.
Winningham.
Wood.

Absent

Alsup.	Hoskins.
Bradley.	Kyle of Palo Pinto.
Butler.	Leonard.
Canon.	Ramsey.
Colson.	Reader.
Dwyer.	Russell.
Graves.	Tennyson.
Haag.	Turlington.
Harris.	Weinert.
Hodges.	Young.
Holloway.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

Mr. Caven offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322 by striking out the figures "\$75" in line 23, and insert in lieu thereof the figures "\$100."

The amendment was adopted by the following vote:

Yeas—92

Adamson.	Harrison.
Aikin.	Hester.
Anderson	Hicks.
of Bexar.	Hill of Brazoria.
Anderson	Holland.
of Johnson.	Holloway.
Baker.	Hoskins.
Barron.	Huddleston.
Beck.	Hunt.
Bedford.	Jackson.
Bourne.	James.
Butler.	Jefferson.
Canon.	Jones of Atascosa.
Cathey.	Jones of Runnels.
Caven.	Jones of Shelby.
Chastain.	Laird.
Clayton.	Latham.
Coombes.	Lindsey.
Cowley.	Lotief.
Daniel.	Mackay.
Davidson.	Mathis.
Dean.	McClain.
Devall.	McGregor.
Dunlap.	Merritt.
Dunagan.	Moffett.
Duvall.	Moore.
Dwyer.	Morrison.
Few.	Morse.
Fisher.	Munson.
Golson.	Nicholson.
Good.	Parkhouse.
Goodman.	Puryear.
Greathouse.	Ratliff.
Griffith.	Ray.
Haag.	Reed of Bowie.
Hankamer.	Reed of Dallas.
Harman.	Riddle.

Roberts.	Stovall.
Rogers of Hunt.	Tennyson.
Rogers	Thomas.
of Ochiltree.	Turlington.
Rollins.	Van Zandt.
Ross.	Vaughan.
Savage.	Wagstaff.
Scott.	Walker.
Shannon.	West.
Steward.	Winningham.
Stinson.	Wood.

Nays—26

Barrett.	Kyle of Hays.
Burns.	Long.
Calvert.	Metcalfe.
Camp.	Mitcham.
Crossley.	Palmer.
Fain.	Pavlica.
Glass.	Renfro.
Head.	Scarborough.
Hill of Webb.	Shults.
Holekamp.	Stanfield.
Hughes.	Tarwater.
Hyder.	Townsend.
Kayton.	Wells.

Absent

Alexander.	Leonard.
Alsup.	Magee.
Bradley.	McDougald.
Colson.	McKee.
Engelhard.	Patterson.
Ford.	Pope.
Fuchs.	Ramsey.
Graves.	Reader.
Harris.	Russell.
Hartzog.	Smith.
Hodges.	Sullivan.
Johnson	Tillery.
of Anderson.	Weinert.
Kyle of Palo Pinto.	Young.
Lemens.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

Mr. Lindsey offered the following amendment to the amendment:

Amend the amendment to House Bill No. 322 by adding to Subsection 1, of Section 1, the following words: "provided no student in any class of work shall have his tuition remitted to him."

The amendment was lost.

Mr. Magee offered the following amendment to the amendment:

Amend amendment to House Bill No. 322 by striking out all of Subsection 4, of Section 1, and substituting in lieu thereof the following:

"4. From each student registering for a summer session, such amount as shall be fixed by the governing board of such institution for a twelve weeks' term, not more than thirty-five dollars (\$35), and provided that the State appropriation for summer terms shall not be less per pupil per week than the sum appropriated per week for the regular terms."

Mr. Kyle of Hays offered the following substitute for the amendment by Mr. Magee:

Substitute for the amendment to the amendment to House Bill No. 322 by striking out all of Subsection 4, of Section 1, and inserting the following:

"4. From each student registering for a summer session, such amount shall be fixed by the governing board of such institution, but in no event, more than twenty dollars (\$20)."

The substitute amendment was lost.

Mr. Harman raised a point of order on further consideration of the amendment by Mr. Magee, on the ground that it seeks to fix the amount of an appropriation bill by an amendment to a special bill.

The Speaker sustained the point of order.

Mr. Mitcham offered the following amendment to the amendment:

Amend House Bill No. 322 by adding a new paragraph next above the emergency clause to read as follows:

"All the teachers' certificates of less grade than permanent are hereby extended for a period of one year from and after the present expiration date of said certificate."

Mr. Burns raised a point of order on further consideration of the amendment by Mr. Mitcham, on the ground that the amendment is not germane to the bill.

The Speaker sustained the point of order.

Question recurring on the amendment, by Mr. Wagstaff, as amended, it was adopted by the following vote:

Yeas—93

Adamson.	Bedford.
Aikin.	Bourne.
Alexander.	Burns.
Anderson	Camp.
of Johnson.	Canon.
Barron.	Cathey.
Beck.	Caven.

Chastain.	Mackay.
Clayton.	McClain.
Colson.	McDougald.
Daniel.	McKee.
Dean.	Merritt.
Devall.	Metcalfe.
Dunagan.	Mitcham.
Dwyer.	Moffett.
Engelhard.	Moore.
Ford.	Morse.
Fuchs.	Munson.
Golson.	Nicholson.
Good.	Palmer.
Goodman.	Parkhouse.
Greathouse.	Puryear.
Hankamer.	Ratliff.
Harman.	Ray.
Harris.	Reed of Bowie.
Hester.	Roberts.
Hicks.	Rogers of Hunt.
Hill of Brazoria.	Rollins.
Hill of Webb.	Ross.
Holland.	Russell.
Hoskins.	Savage.
Huddleston.	Scott.
Hughes.	Shannon.
Hunt.	Shults.
Hyder.	Steward.
Jackson.	Stovall.
Jefferson.	Sullivant.
Johnson	Tennyson.
of Anderson.	Thomas.
Jones of Atascosa.	Turlington.
Jones of Runnels.	Van Zandt.
Jones of Shelby.	Vaughan.
Kayton.	Wagstaff.
Latham.	Walker.
Lemens.	Winningham.
Lindsey.	Wood.
Long.	Young.
Lotief.	

Nays—33

Baker.	Laird.
Barrett.	Magee.
Butler.	Mathis.
Calvert.	McGregor.
Coombes.	Morrison.
Cowley.	Pavlica.
Crossley.	Pope.
Davidson.	Reed of Dallas.
Dunlap.	Renfro.
Duvall.	Riddle.
Fain.	Rogers
Glass.	of Ochiltree.
Griffith.	Stanfield.
Head.	Stinson.
Hodges.	Tarwater.
James.	Townsend.
Kyle of Hays.	Wells.

Absent

Alsup.	Few.
Anderson	Fisher.
of Bexar.	Graves.
Bradley.	Haag.

Harrison.	Ramsey.
Hartzog.	Reader.
Holekamp.	Scarborough.
Holloway.	Smith.
Kyle of Palo Pinto.	Tillery.
Leonard.	Weinert.
Patterson.	West.

Absent—Excused

Johnson of Dimmit.	McCullough.
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By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 322 was then passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 322

Mr. Harman moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 322 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—91

Adamson.	Hodges.
Aikin.	Holland.
Alexander.	Holloway.
Anderson of Johnson.	Hoskins.
Barron.	Huddleston.
Beck.	Hughes.
Bedford.	Hunt.
Bourne.	Hyder.
Camp.	Jackson.
Cathey.	Jefferson.
Caven.	Jones of Atascosa.
Chastain.	Jones of Runnels.
Clayton.	Jones of Shelby.
Coombes.	Kayton.
Davidson.	Latham.
Dean.	Lemens.
Devall.	Lindsey.
Dwyer.	Long.
Few.	Lotief.
Ford.	Mackay.
Fuchs.	McClain.
Golson.	McDougald.
Good.	Merritt.
Goodman.	Metcalf.
Hankamer.	Mitcham.
Harman.	Moffett.
Harris.	Moore.
Harrison.	Morrison.
Hester.	Morse.
Hicks.	Munson.
Hill of Brazoria.	Nicholson.
Hill of Webb.	Parkhouse.
	Puryear.

Ratliff.	Shults.
Ray.	Steward.
Reed of Bowie.	Stovall.
Reed of Dallas.	Sullivan.
Roberts.	Tennyson.
Rogers of Hunt.	Thomas.
Rollins.	Van Zandt.
Ross.	Vaughan.
Russell.	Wagstaff.
Savage.	Walker.
Scarborough.	Winnigham.
Scott.	Wood.
Shannon.	Young.

Nays—36

Baker.	Laird.
Barrett.	Magee.
Burns.	McGregor.
Butler.	Palmer.
Calvert.	Patterson.
Colson.	Pavlica.
Cowley.	Pope.
Crossley.	Renfro.
Daniel.	Riddle.
Dunlap.	Rogers
Dunagan.	of Ochiltree.
Duvall.	Stanfield.
Fain.	Stinson.
Glass.	Tarwater.
Greathouse.	Tillery.
Griffith.	Townsend.
Head.	Turlington.
James.	Wells.
Kyle of Hays.	

Present—Not Voting

Johnson of Anderson.

Absent

Alsup.	Holekamp.
Anderson of Bexar.	Kyle of Palo Pinto.
Bradley.	Leonard.
Canon.	Mathis.
Engelhard.	McKee.
Fisher.	Ramsey.
Graves.	Reader.
Haag.	Smith.
Hartzog.	Weinert.
	West.

Absent—Excused

Johnson of Dimmit.	McCullough.
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MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 17, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 42, Limiting expenditures of State-purchased automobiles to seven hundred and fifty dollars (\$750) each, by a viva voce vote.

S. C. R. No. 40, Relating to a Federal tax on gasoline.

The Senate has granted the request of the House for a conference committee on House Bill No. 231.

The following have been appointed on the part of the Senate: Senators Woodward, Rawlings, Pace, Oneal, and Murphy.

Respectfully,
BOB BARKER,
Secretary of the Senate.

BILL AND RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bill and resolution:

H. B. No. 88, A bill to be entitled "An Act to provide for liens in favor of hospitals and other institutions furnishing care, treatment, and maintenance of persons injured in accidents, upon the rights of action, claims, and demands of such injured persons against other persons or corporations for damages on account of negligence causing the injuries, and upon the proceeds of the settlements of any such claims or demands, and declaring an emergency."

S. C. R. No. 40, Requesting the Federal Government to abandon the tax on gasoline.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, April 17, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee on House Bill No. 218.

The following have been appointed on the part of the Senate: Senators Regan, Small, Woodruff, Collie, and Cousins.

The Senate has passed

S. B. No. 484, A bill to be entitled "An Act to create Road District No. 4, of Shelby County, Texas, validat-

ing and approving all orders made by the commissioners court of said County, in respect to the organization of said District; validating the authorization, issuance, and sale of certain bonds thereof, dated August 11, 1919, and numbered 171 to 210, inclusive, and also the bonds of said District, dated October 10, 1923, and numbered, respectively, from 1 to 50, inclusive, and providing for their payment by the annual levy, assessment, and collection of general ad valorem taxes, on all taxable property in said Road District; approving and validating all orders of the commissioners court of said County, in respect of said designated road district bonds, but none others, and taxes, or certified copies thereof, and constituting such orders legal evidence; and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

NOTICES GIVEN

Mr. Daniel gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 717, which bill had heretofore been laid on the table subject to call.

Mr. Savage gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 12, which bill had heretofore been laid on the table subject to call.

Mr. Pope gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 95, which bill had heretofore been laid on the table subject to call.

Mr. Bradley gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 100, which bill had heretofore been laid on the table subject to call.

Mr. Van Zandt gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 144, which bill had heretofore been laid on the table subject to call.

Mr. Lindsey gave notice that he would, on the next legislative day, move to take up, for consideration at

that time, House Bill No. 649, which bill had heretofore been laid on the table subject to call.

Mr. Graves gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 464, which bill had heretofore been laid on the table subject to call.

SENATE BILL ON FIRST READING

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Bill No. 484, to the Committee on Highways and Motor Traffic.

RECESS

Mr. Mathis moved that the House adjourn until 5:30 o'clock p. m., Monday, April 17.

Question first recurring on the motion by Mr. Mathis, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—61

Alexander.	Mathis.
Barron.	McClain.
Butler.	McGregor.
Cathey.	McKee.
Colson.	Mitcham.
Coombes.	Moore.
Dean.	Morse.
Dunlap.	Nicholson.
Dunagan.	Parkhouse.
Dwyer.	Patterson.
Engelhard.	Pavlica.
Glass.	Pope.
Good.	Ray.
Griffith.	Renfro.
Harris.	Riddle.
Harrison.	Rogers of Hunt.
Hartzog.	Russell.
Hill of Brazoria.	Shannon.
Hill of Webb.	Steward.
Holland.	Tennyson.
Holloway.	Tillery.
Hoskins.	Townsend.
Huddleston.	Turlington.
Jackson.	Wagstaff.
James.	Walker.
Jones of Atascosa.	Weinert.
Jones of Shelby.	Wells.
Kayton.	West.
Laird.	Winningham.
Latham.	Young.
Long.	

Nays—69

Adamson. Aikin.

Anderson
of Johnson.
Baker.
Barrett.
Beck.
Bedford.
Bourne.
Burns.
Calvert.
Camp.
Caven.
Chastain.
Clayton.
Cowley.
Crossley.
Daniel.
Davidson.
Devall.
Fain.
Few.
Fisher.
Ford.
Fuchs.
Golson.
Goodman.
Greathouse.
Haag.
Hankamer.
Head.
Hester.
Hicks.
Hodges.
Hughes.
Hunt.
Hyder.

Jefferson.
Johnson
of Anderson.
Jones of Runnels.
Kyle of Hays.
Lindsey.
Mackay.
Magee.
Merritt.
Metcalf.
Moffett.
Munson.
Palmer.
Puryear.
Ratliff.
Reed of Bowie.
Reed of Dallas.
Roberts.
Rogers
of Ochiltree.
Rollins.
Ross.
Savage.
Scarborough.
Scott.
Shults.
Stanfield.
Stinson.
Stovall.
Sullivant.
Tarwater.
Thomas.
Van Zandt.
Vaughan.
Wood.

Absent

Alsup.	Kyle of Palo Pinto.
Anderson	Lemens.
of Bexar.	Leonard.
Bradley.	Lotief.
Canon.	McDougald.
Duvall.	Morrison.
Graves.	Ramsey.
Harman.	Reader.
Holekamp.	Smith.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

Mr. Burns moved that the House recess to 7:30 o'clock p. m., today.

The motion prevailed.

The House, accordingly, at 5:30 p. m., took recess to 7:30 o'clock p. m., today.

NIGHT SESSION

The House met at 7:30 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 725 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 725, A bill to be entitled "An Act providing that when a necessity exists for the appointment of a receiver of an insurance company by any court of competent jurisdiction in this State, that it shall be the duty of such court to enter its orders so finding, and then to transfer the property and affairs of such insurance company to the Board of Insurance Commissioners of this State, which shall act as liquidating agent, in lieu of any other receiver for the purpose of administering the affairs of such insurance company; prescribing the powers and duties of the Board of Insurance Commissioners in connection with winding up and administering the affairs of such insurance company, and authorizing the Board of Insurance Commissioners to appoint necessary employees for that purpose, etc., and declaring an emergency."

The bill was read second time.

Mr. Renfro offered the following committee amendment to the bill:

Amend House Bill No. 725 by adding, at the end of Section 1, the following: "Provided, however, the Attorney General, at the request of the Board of Insurance Commissioners, shall be the only persons with authority to bring a suit, to have a receiver appointed for closing up the affairs, or to enjoin, restrain, or interfere with the prosecution of the business of any insurance company doing, or having done, business in this State."

The amendment was adopted.

House Bill No. 725 was then passed to engrossment.

Mr. Aikin moved a call of the House for the purpose of maintaining a quorum until 10 o'clock p. m., today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no Member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Chastain, the Sergeant-at-Arms was instructed to bring

in all absent Members within the city who are not ill.

HOUSE BILL NO. 133 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 133, A bill to be entitled "An Act amending Article 923-h, Title 13, Chapter 6, of the Penal Code of the State of Texas, providing for the sale by tanners and taxidermists of specimens in their possession unclaimed after the expiration of ninety days, and exempting said tanners and taxidermists from penalties for possession, sale, barter, and trade of hides, heads, and carcasses of animals during closed seasons."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 133 ON THIRD
READING

Mr. Anderson of Bexar moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 133 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Mr. Speaker.	Golson.
Aikin.	Goodman.
Alexander.	Graves.
Alsup.	Greathouse.
Anderson	Griffith.
of Bexar.	Hankamer.
Anderson	Harris.
of Johnson.	Hartzog.
Barron.	Hodges.
Beck.	Holekamp.
Bedford.	Holland.
Bourne.	Hoskins.
Burns.	Huddleston.
Calvert.	Hughes.
Camp.	Hyder.
Canon.	Jackson.
Cathey.	James.
Chastain.	Jefferson.
Colson.	Jones of Atascosa.
Cowley.	Jones of Runnels.
Crossley.	Jones of Shelby.
Dean.	Kyle of Hays.
Devall.	Laird.
Dunagan.	Latham.
Duvall.	Leonard.
Engelhard.	Lindsey.
Few.	Lotief.
Fuchs.	Magee.
Glass.	Mackay.

Mathis.	Rollins.
McClain.	Ross.
McDougald.	Russell.
Merritt.	Savage.
Metcalf.	Scarborough.
Mitcham.	Scott.
Moffett.	Shults.
Morrison.	Steward.
Munson.	Stinson.
Nicholson.	Stovall.
Palmer.	Sullivant.
Patterson.	Tarwater.
Pope.	Tennyson.
Puryear.	Thomas.
Ratliff.	Tillery.
Ray.	Turlington.
Reed of Bowie.	Van Zandt.
Reed of Dallas.	Wagstaff.
Renfro.	Walker.
Riddle.	Wells.
Roberts.	Wood.
Rogers of Hunt.	Young.
Rogers of Ochiltree.	

Nays—2

Davidson.	Fain.
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Absent

Adamson.	Hunt.
Baker.	Johnson
Barrett.	of Anderson.
Bradley.	Kayton.
Butler.	Kyle of Palo Pinto.
Caven.	Lemens.
Clayton.	Long.
Coombes.	McGregor.
Daniel.	McKee.
Dunlap.	Moore.
Dwyer.	Morse.
Fisher.	Parkhouse.
Ford.	Pavlica.
Good.	Ramsey.
Haag.	Reader.
Harman.	Shannon.
Harrison.	Smith.
Head.	Stanfield.
Hester.	Townsend.
Hicks.	Vaughan.
Hill of Brazoria.	Weinert.
Hill of Webb.	West.
Holloway.	Winningham.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 133 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—102

Aikin.	Alexander.
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Alsup.	Lindsey.
Anderson	Lotief.
of Bexar.	Mackay.
Anderson	Magee.
of Johnson.	Mathis.
Barron.	McClain.
Beck.	McDougald.
Bedford.	Merritt.
Bourne.	Metcalf.
Burns.	Mitcham.
Calvert.	Moffett.
Camp.	Morrison.
Canon.	Munson.
Cathey.	Nicholson.
Caven.	Palmer.
Chastain.	Patterson.
Colson.	Pope.
Cowley.	Puryear.
Crossley.	Ratliff.
Dean.	Ray.
Devall.	Reed of Bowie.
Dunagan.	Reed of Dallas.
Duvall.	Renfro.
Engelhard.	Riddle.
Fain.	Roberts.
Few.	Rogers of Hunt.
Fuchs.	Rogers
Glass.	of Ochiltree.
Golson.	Rollins.
Goodman.	Ross.
Graves.	Russell.
Greathouse.	Savage.
Griffith.	Scarborough.
Hankamer.	Scott.
Harris.	Shults.
Hartzog.	Steward.
Hodges.	Stinson.
Holekamp.	Stovall.
Holland.	Sullivant.
Hoskins.	Tarwater.
Huddleston.	Tennyson.
Hughes.	Thomas.
Jackson.	Tillery.
James.	Turlington.
Jefferson.	Van Zandt.
Jones of Atascosa.	Wagstaff.
Jones of Runnels.	Walker.
Jones of Shelby.	Wells.
Kyle of Hays.	Winningham.
Laird.	Wood.
Latham.	Young.
Leonard.	

Absent

Adamson.	Good.
Baker.	Haag.
Barrett.	Harman.
Bradley.	Harrison.
Butler.	Head.
Clayton.	Hester.
Coombes.	Hicks.
Daniel.	Hill of Brazoria.
Davidson.	Hill of Webb.
Dunlap.	Holloway.
Dwyer.	Hunt.
Fisher.	Hyder.
Ford.	

Johnson	Pavlica.
of Anderson.	Ramsey.
Kayton.	Reader.
Kyle of Palo Pinto.	Shannon.
Lemens.	Smith.
Long.	Stanfield.
McGregor.	Townsend.
McKee.	Vaughan.
Moore.	Weinert.
Morse.	West.
Parkhouse.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

HOUSE BILL NO. 136 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 136, A bill to be entitled "An Act to amend Article 288, of the Penal Code of the State of Texas, 1925, as amended by Chapter 188, General Laws of the Fortieth Legislature, Regular Session, so as to make it lawful to teach modern languages in certain elementary grades, and in the high school grades, in public free schools, and making it lawful to teach the Spanish language in the elementary grades in the public free schools in counties bordering on the boundary line between the United States and the Republic of Mexico, having a city or cities of a population of 5,000 inhabitants, or more, according to the United States Census of 1920; and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 136 ON THIRD READING

Mr. Anderson of Bexar moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 136 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101

Alexander.	Bedford.
Alsup.	Bourne.
Anderson	Burns.
of Bexar.	Calvert.
Anderson	Camp.
of Johnson.	Canon.
Barron.	Cathey.
Beck.	Caven.

Chastain.	McClain.
Colson.	McDougald.
Cowley.	Metcalfe.
Crossley.	Mitcham.
Daniel.	Moffett.
Davidson.	Morrison.
Dean.	Munson.
Devall.	Nicholson.
Dunagan.	Palmer.
Duvall.	Patterson.
Engelhard.	Pope.
Fain.	Puryear.
Few.	Ratliff.
Fuchs.	Ray.
Glass.	Reed of Bowie.
Golson.	Reed of Dallas.
Goodman.	Renfro.
Graves.	Riddle.
Griffith.	Roberts.
Hankamer.	Rogers of Hunt.
Harris.	Rogers
Hartzog.	of Ochiltree.
Hodges.	Rollins.
Holekamp.	Ross.
Holland.	Russell.
Hoskins.	Savage.
Huddleston.	Scarborough.
Hughes.	Scott.
Hyder.	Shults.
Jackson.	Steward.
James.	Stinson.
Jefferson.	Stovall.
Jones of Atascosa.	Sullivant.
Jones of Runnels.	Tarwater.
Jones of Shelby.	Thomas.
Kyle of Hays.	Tillery.
Laird.	Turlington.
Lemens.	Van Zandt.
Leonard.	Walker.
Lindsey.	Wells.
Lotief.	West.
Magee.	Winningham.
Mackay.	Wood.
Mathis.	Young.

Nays—1

Merritt.

Absent

Adamson.	Head.
Aikin.	Hester.
Baker.	Hicks.
Barrett.	Hill of Brazoria.
Bradley.	Hill of Webb.
Butler.	Holloway.
Clayton.	Hunt.
Coombes.	Johnson
Dunlap.	of Anderson.
Dwyer.	Kayton.
Fisher.	Kyle of Palo Pinto.
Ford.	Latham.
Good.	Long.
Greathouse.	McGregor.
Haag.	McKee.
Harman.	Moore.
Harrison.	Morse.

Parkhouse.	Stanfield.
Pavlica.	Tennyson.
Ramsey.	Townsend.
Reader.	Vaughan.
Shannon.	Wagstaff.
Smith.	Weinert.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 136 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 725 ON THIRD READING

Mr. Renfro moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 725 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104

Mr. Speaker.	Hankamer.
Alexander.	Harris.
Alsup.	Hartzog.
Anderson	Hodges.
of Bexar.	Holekamp.
Anderson	Holland.
of Johnson.	Hoskins.
Barron.	Huddleston.
Beck.	Hughes.
Bedford.	Hyder.
Bourne.	Jackson.
Burns.	James.
Calvert.	Jefferson.
Camp.	Jones of Atascosa.
Canon.	Jones of Runnels.
Cathey.	Jones of Shelby.
Caven.	Kyle of Hays.
Chastain.	Laird.
Colson.	Lemens.
Cowley.	Leonard.
Crossley.	Lindsey.
Daniel.	Lotief.
Davidson.	Magee.
Dean.	Mackay.
Devall.	Mathis.
Dunagan.	McClain.
Duvall.	McDougald.
Engelhard.	Merritt.
Fain.	Metcalfe.
Few.	Mitcham.
Fuchs.	Moffett.
Glass.	Morrison.
Golson.	Munson.
Goodman.	Nicholson.
Graves.	Palmer.
Greathouse.	Patterson.

Pope.	Shults.
Puryear.	Steward.
Ratliff.	Stinson.
Ray.	Stovall.
Reed of Bowie.	Sullivant.
Reed of Dallas.	Tarwater.
Renfro.	Tennyson.
Riddle.	Thomas.
Roberts.	Tillery.
Rogers of Hunt.	Turlington.
Rogers	Van Zandt.
of Ochiltree.	Walker.
Rollins.	Wells.
Ross.	West.
Russell.	Winningham.
Savage.	Wood.
Scarborough.	Young.
Scott.	

Absent

Adamson.	Hunt.
Aikin.	Johnson
Baker.	of Anderson.
Barrett.	Kayton.
Bradley.	Kyle of Palo Pinto.
Butler.	Latham.
Clayton.	Long.
Coombes.	McGregor.
Dunlap.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Parkhouse.
Good.	Pavlica.
Griffith.	Ramsey.
Haag.	Reader.
Harman.	Shannon.
Harrison.	Smith.
Head.	Stanfield.
Hester.	Townsend.
Hicks.	Vaughan.
Hill of Brazoria.	Wagstaff.
Hill of Webb.	Weinert.
Holloway.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 725 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—101

Alexander.	Calvert.
Alsup.	Canon.
Anderson	Cathey.
of Bexar.	Caven.
Anderson	Chastain.
of Johnson.	Colson.
Barron.	Cowley.
Beck.	Crossley.
Bedford.	Daniel.
Bourne.	Davidson.
Burns.	Dean.

Devall.	Moffett.
Dunagan.	Morrison.
Duvall.	Munson.
Engelhard.	Nicholson.
Fain.	Palmer.
Few.	Patterson.
Fuchs.	Pope.
Glass.	Puryear.
Golson.	Ratliff.
Goodman.	Ray.
Graves.	Reed of Bowie.
Greathouse.	Reed of Dallas.
Hankamer.	Renfro.
Harris.	Riddle.
Hartzog.	Roberts.
Hodges.	Rogers of Hunt.
Holekamp.	Rogers of Ochiltree.
Holland.	Rollins.
Hoskins.	Ross.
Huddleston.	Russell.
Hughes.	Savage.
Hyder.	Scarborough.
Jackson.	Scott.
James.	Shults.
Jefferson.	Steward.
Jones of Atascosa.	Stinson.
Jones of Runnels.	Stovall.
Jones of Shelby.	Sullivant.
Kyle of Hays.	Tarwater.
Laird.	Tennyson.
Lemens.	Thomas.
Leonard.	Tillery.
Lindsey.	Turlington.
Lotief.	Van Zandt.
Mackay.	Walker.
Mathis.	Wells.
McClain.	West.
McDougald.	Winningham.
Merritt.	Wood.
Metcalfe.	Young.
Mitcham.	

Absent

Adamson	Hunt.
Aikin.	Johnson
Baker.	of Anderson.
Barrett.	Kayton.
Bradley.	Kyle of Palo Pinto.
Butler.	Latham.
Camp.	Long.
Clayton.	Magee.
Coombes.	McGregor.
Dunlap.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Parkhouse.
Good.	Pavlica.
Griffith.	Ramsey.
Haag.	Reader.
Harmann.	Shannon.
Harrison.	Smith.
Head.	Stanfield.
Hester.	Townsend.
Hicks.	Vaughan.
Hill of Brazoria.	Wagstaff.
Hillof Webb.	Weinert.
Holloway.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

HOUSE BILL NO. 427 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 427, A bill to be entitled "An Act for the designation, survey, construction, opening, and maintenance of a State highway from Riviera to Raymondville, Texas, via Sarita; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 427 ON THIRD READING

Mr. West moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 427 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95

Aikin.	Hankamer.
Alexander.	Harris.
Alsup.	Hartzog.
Anderson	Hill of Brazoria.
of Bexar.	Holekamp.
Anderson	Holland.
of Johnson.	Hoskins.
Barron.	Huddleston.
Bedford.	Hyder.
Bourne.	Jackson.
Burns.	James.
Calvert.	Jefferson.
Canon.	Jones of Atascosa.
Caney.	Jones of Runnels.
Chastain.	Jones of Shelby.
Clayton.	Kyle of Hays.
Colson.	Laird.
Cowley.	Latham.
Crossley.	Lemens.
Davidson.	Leonard.
Dunagan.	Lindsey.
Duvall.	Lotief.
Engelhard.	Magee.
Fain.	Mackay.
Few.	Mathis.
Fuchs.	McClain.
Glass.	McDougald.
Golson.	Metcalfe.
Goodman.	Mitcham.
Graves.	Moffett.
Greathouse.	Morrison.

Munson.	Russell.
Nicholson.	Savage.
Palmer.	Scarborough.
Patterson.	Shannon.
Pope.	Shults.
Puryear.	Stanfield.
Ratliff.	Steward.
Ray.	Stinson.
Reed of Bowie.	Stovall.
Reed of Dallas.	Tennyson.
Renfro.	Thomas.
Riddle.	Tillery.
Roberts.	Townsend.
Rogers of Hunt.	Turlington.
Rogers	Van Zandt.
of Ochiltree.	Winningham.
Rollins.	Wood.
Ross.	Young.

Nays—8

Caven.	Hughes.
Devall.	Scott.
Griffith.	Walker.
Hicks.	Wells.

Present—Not Voting

Camp.	Merritt.
Dean.	

Absent

Adamson.	Hunt.
Baker.	Johnson
Barrett.	of Anderson.
Beck.	Kayton.
Bradley.	Kyle of Palo Pinto.
Butler.	Long.
Coombes.	McGregor.
Daniel.	McKee.
Dunlap.	Moore.
Dwyer.	Morse.
Fisher.	Parkhouse.
Ford.	Pavlica.
Good.	Ramsey.
Haag.	Reader.
Harman.	Smith.
Harrison.	Sullivant.
Head.	Tarwater.
Hester.	Vaughan.
Hill of Webb.	Wagstaff.
Hodges.	Weinert.
Holloway.	West.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 427 before the House on its third reading and final passage.

The bill was read third time, and was passed.

HOUSE BILL NO. 264 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 264, A bill to be entitled "An Act providing the electors, voting in the election held for the issuance of bonds within the State of Texas, or any political subdivision thereof, shall be the owner of taxable property in the State where such election is held, and which has been duly rendered for taxation, and providing the tax collector shall certify list of property owners to election judges, and providing that all such electors shall reside in the precinct in which they vote, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 264 ON THIRD READING

Mr. Anderson of Bexar moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 264 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Aikin.	Greathouse.
Alsup.	Griffith.
Anderson	Hankamer.
of Bexar.	Harris.
Anderson	Hartzog.
of Johnson.	Hicks.
Barrett.	Hill of Brazoria.
Barron.	Hodges.
Beck.	Holekamp.
Bedford.	Holland.
Bourne.	Hoskins.
Burns.	Huddleston.
Calvert.	Hughes.
Camp.	Hyder.
Canon.	Jackson.
Cathey.	James.
Caven.	Jefferson.
Chastain.	Jones of Atascosa.
Clayton.	Jones of Runnels.
Colson.	Jones of Shelby.
Cowley.	Kyle of Hays.
Crossley.	Kyle of Palo Pinto.
Davidson.	Laird.
Dean.	Latham.
Devall.	Lemens.
Dunlap.	Leonard.
Dunagan.	Lindsey.
Duvall.	Lotief.
Engelhard.	Magee.
Fain.	Mackay.
Few.	Mathis.
Fuchs.	McClain.
Glass.	Merritt.
Golson.	Metcalfe.
Goodman.	Mitcham.

Moffett.	Scarborough.
Morrison.	Scott.
Munson.	Shannon.
Nicholson.	Shults.
Palmer.	Stanfield.
Patterson.	Steward.
Pope.	Stinson.
Puryear.	Stovall.
Ratliff.	Tennyson.
Ray.	Thomas.
Reed of Bowie.	Tillery.
Reed of Dallas.	Townsend.
Renfro.	Turlington.
Roberts.	Van Zandt.
Rogers of Hunt.	Wagstaff.
Rogers of Ochiltree.	Walker.
Rollins.	West.
Ross.	Winningham.
Russell.	Wood.
Savage.	Young.

Absent

Adamson.	Johnson
Alexander.	of Anderson.
Baker.	Kayton.
Bradley.	Long.
Butler.	McDougald.
Coombes.	McGregor.
Daniel.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Parkhouse.
Good.	Pavlica.
Graves.	Ramsey.
Haag.	Reader.
Harman.	Riddle.
Harrison.	Smith.
Head.	Sullivant.
Hester.	Tarwater.
Hill of Webb.	Vaughan.
Holloway.	Weinert.
Hunt.	Wells.

Absent—Excused

Johnson of Dimmit.	McCullough.
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The Speaker then laid House Bill No. 264 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—112

Aikin.	Bourne.
Alexander.	Burns.
Alsup.	Calvert.
Anderson	Camp.
of Bexar.	Canon.
Anderson	Cathey.
of Johnson.	Caven.
Barrett.	Chastain.
Barron.	Clayton.
Beck.	Colson.
Bedford.	Cowley.

Crossley.	McDougald.
Daniel.	Merritt.
Davidson.	Metcalfe.
Dean.	Mitcham.
Devall.	Moffett.
Dunlap.	Morrison.
Dunagan.	Munson.
Duvall.	Nicholson.
Engelhard.	Palmer.
Fain.	Pope.
Few.	Puryear.
Fuchs.	Ratliff.
Glass.	Ray.
Golson.	Reed of Dallas.
Goodman.	Renfro.
Graves.	Riddle.
Greathouse.	Roberts.
Griffith.	Rogers of Hunt.
Harris.	Rogers of Ochiltree.
Hartzog.	Rollins.
Hicks.	Ross.
Hill of Brazoria.	Russell.
Hodges.	Savage.
Holekamp.	Scarborough.
Holland.	Scott.
Hoskins.	Shannon.
Huddleston.	Shults.
Hughes.	Stanfield.
Hyder.	Steward.
Jackson.	Stinson.
James.	Stovall.
Jefferson.	Sullivant.
Jones of Atascosa.	Tarwater.
Jones of Runnels.	Tennyson.
Jones of Shelby.	Thomas.
Kyle of Hays.	Tillery.
Kyle of Palo Pinto.	Townsend.
Laird.	Turlington.
Latham.	Van Zandt.
Lemens.	Wagstaff.
Leonard.	Walker.
Lindsey.	Wells.
Lotief.	West.
Magee.	Wood.
Mackay.	Young.
Mathis.	
McClain.	

Present—Not Voting

Winningham.

Absent

Adamson.	Hester.
Baker.	Hill of Webb.
Bradley.	Holloway.
Butler.	Hunt.
Coombes.	Johnson
Dwyer.	of Anderson.
Fisher.	Kayton.
Ford.	Long.
Good.	McGregor.
Haag.	McKee.
Hankamer.	Moore.
Harman.	Morse.
Harrison.	Parkhouse.
Head.	Patterson.

Pavlica.
Ramsey.
Reader.
Reed of Bowie.

Smith.
Vaughan.
Weinert.

Absent—Excused

Johnson
of Dimmit.

McCullough.

HOUSE BILL NO. 333 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 333, A bill to be entitled "An Act amending Article 2020, of the Revised Civil Statutes, 1925, with respect to the record in causes where a plea of privilege is sustained, providing for severable causes, and requiring amended pleadings to conform to court's ruling, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 333 ON THIRD READING

Mr. Greathouse moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 333 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Aikin.	Dunlap.
Alexander.	Dunagan.
Alsup.	Duvall.
Anderson	Engelhard.
of Bexar.	Fain.
Anderson	Few.
of Johnson.	Fuchs.
Barrett.	Glass.
Barron.	Golson.
Beck.	Goodman.
Bedford.	Graves.
Bourne.	Greathouse.
Burns.	Griffith.
Calvert.	Hankamer.
Camp.	Harris.
Canon.	Hartzog.
Cathey.	Hicks.
Caven.	Hill of Brazoria.
Chastain.	Hodges.
Clayton.	Holekamp.
Colson.	Holland.
Crossley.	Hoskins.
Daniel.	Huddleston.
Davidson.	Hughes.
Dean.	Hyder.
Devall.	Jackson.

James.
Jefferson.
Jones of Atascosa.
Jones of Runnels.
Jones of Shelby.
Kayton.
Kyle of Hays.
Laird.
Latham.
Lemens.
Leonard.
Lindsey.
Lotief.
Magee.
Mackay.
Mathis.
McClain.
Metcalf.
Mitcham.
Moffett.
Morrison.
Palmer.
Parkhouse.
Patterson.
Pope.
Purvey.
Ratliff.
Ray.
Reed of Bowie.
Renfro.
Riddle.

Roberts.
Rogers of Hunt.
Rogers
of Ochiltree.
Rollins.
Ross.
Russell.
Savage.
Scott.
Shannon.
Shults.
Stanfield.
Steward.
Stinson.
Stovall.
Sullivan.
Tarwater.
Tennyson.
Thomas.
Tillery.
Townsend.
Turlington.
Van Zandt.
Vaughan.
Wagstaff.
Walker.
Wells.
West.
Winningham.
Wood.
Young.

Absent

Adamson.	Johnson
Baker.	of Anderson.
Bradley.	Kyle of Palo Pinto.
Butler.	Long.
Coombes.	McDougald.
Cowley.	McGregor.
Dwyer.	McKee.
Fisher.	Merritt.
Ford.	Moore.
Good.	Morse.
Haag.	Munson.
Harman.	Nicholson.
Harrison.	Pavlica.
Head.	Ramsey.
Hester.	Reader.
Hill of Webb.	Reed of Dallas.
Holloway.	Scarborough.
Hunt.	Smith.
	Weinert.

Absent—Excused

Johnson
of Dimmit.

McCullough.

The Speaker then laid House Bill No. 333 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—112

Aikin.

Alexander.

Alsup.	Kayton.
Anderson	Kyle of Hays.
of Bexar.	Kyle of Palo Pinto.
Anderson	Laird.
of Johnson.	Latham.
Barrett.	Lemens.
Barron.	Leonard.
Beck.	Lindsey.
Bedford.	Lotief.
Bourne.	Magee.
Burns.	Mackay.
Calvert.	Mathis.
Camp.	McClain.
Canon.	Metcalf.
Cathey.	Mitcham.
Caven.	Moffett.
Chastain.	Morrison.
Clayton.	Nicholson.
Colson.	Palmer.
Cowley.	Patterson.
Crossley.	Pope.
Daniel.	Purveyer.
Davidson.	Ratliff.
Dean.	Ray.
Devall.	Reed of Bowie.
Dunlap.	Renfro.
Dunagan.	Riddle.
Duvall.	Roberts.
Engelhard.	Rogers of Hunt.
Fain.	Rollins.
Few.	Ross.
Fuchs.	Russell.
Glass.	Savage.
Golson.	Scarborough.
Goodman.	Scott.
Graves.	Shannon.
Greathouse.	Shults.
Griffith.	Stanfield.
Hankamer.	Steward.
Harris.	Stinson.
Hartzog.	Stovall.
Hicks.	Sullivant.
Hill of Brazoria.	Tarwater.
Hodges.	Tennyson.
Holekamp.	Thomas.
Holland.	Tillery.
Hoskins.	Townsend.
Huddleston.	Turlington.
Hughes.	Van Zandt.
Hyder.	Wagstaff.
Jackson.	Walker.
James.	Wells.
Jefferson.	West.
Jones of Atascosa.	Winningham.
Jones of Runnels.	Wood.
Jones of Shelby.	Young.

Absent

Adamson.	Good.
Baker.	Haag.
Bradley.	Harman.
Butler.	Harrison.
Coombes.	Head.
Dwyer.	Hester.
Fisher.	Hill of Webb.
Ford.	Holloway.

Hunt.	Parkhouse.
Johnson	Pavlica.
of Anderson.	Ramsey.
Long.	Reader.
McDougald.	Reed of Dallas.
McGregor	Rogers
McKee.	of Ochiltree.
Merritt.	Smith.
Moore.	Vaughan.
Morse.	Weinert.
Munson.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

HOUSE BILL NO. 450 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 450, A bill to be entitled "An Act amending Chapter 16, of the Acts of the General Laws of the Fourth Called Session of the Forty-first Legislature of the State of Texas, so as to provide that 75 per cent of the salary of the county judge as well as 75 per cent of the salaries of county commissioners be paid out of the road and bridge fund, and the remainder be paid out of the general fund of the county; and declaring an emergency."

The bill was read second time.

Mr. Burns offered the following committee amendments to the bill:

(1)

Amend House Bill No. 450, Section 1, by striking out of Chapter 16 the following words:

"Not to exceed 75 per cent of such salaries may be paid out of the road and bridge fund, and the remainder out of the general fund of the county," and inserting in lieu thereof the following words:

"County judge not to exceed 75 per cent of such salaries may be paid out of road and bridge fund, and the remainder out of the general fund of the county, and each county commissioner's salary may, at the discretion of the commissioners court, all be paid out of the road and bridge fund."

(2)

Amend House Bill No. 450 by striking out all above the enacting clause, and inserting in lieu thereof the following:

"H. B. No. 450,

A BILL

To Be Entitled

An Act amending Chapter 16, of the Acts of the General Laws of the Fourth Called Session of the Forty-first Legislature of the State of Texas, so as to provide that 75 per cent of the salary of the county judge may be paid out of the road and bridge fund and the remainder may be paid out of the general fund of the county, and that each county commissioner's salary may be paid out of the road and bridge fund of the county; and declaring an emergency."

The amendments were severally adopted.

House Bill No. 450 was then passed to engrossment.

HOUSE BILL NO. 450 ON THIRD READING

Mr. Burns moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 450 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107

Aikin.	Few.
Alexander.	Fuchs.
Alsup.	Glass.
Anderson	Golson.
of Bexar.	Goodman.
Anderson	Graves.
of Johnson.	Greathouse.
Barrett.	Griffith.
Barron.	Hankamer.
Beck.	Harris.
Bedford.	Hicks.
Bourne.	Hill of Brazoria.
Burns.	Hodges.
Calvert.	Holekamp.
Camp.	Holland.
Canon.	Holloway.
Cathey.	Hoskins.
Caven.	Huddleston.
Chastain.	Hughes.
Clayton.	Hyder.
Colson.	Jackson.
Crossley.	James.
Daniel.	Jefferson.
Devall.	Jones of Atascosa.
Dunlap.	Jones of Runnels.
Dunagan.	Jones of Shelby.
Duvall.	Kayton.
Engelhard.	Kyle of Hays.
Fain.	Laird.

Latham.	Rollins.
Lemens.	Ross.
Leonard.	Russell.
Lindsey.	Savage.
Lotief.	Scarborough.
Magee.	Scott.
Mackay.	Shannon.
Mathis.	Shults.
McClain.	Stanfield.
Merritt.	Steward.
Metcalfe.	Stinson.
Mitcham.	Stovall.
Moffett.	Sullivant.
Morrison.	Tarwater.
Nicholson.	Tennyson.
Palmer.	Thomas.
Patterson.	Tillery.
Pope.	Turlington.
Puryear.	Van Zandt.
Ratliff.	Wagstaff.
Ray.	Walker.
Reed of Bowie.	West.
Renfro.	Winningham.
Roberts.	Wood.
Rogers of Hunt.	Young.
Rogers of Ochiltree.	

Present—Not Voting

Dean.	Riddle.
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Absent

Adamson.	Johnson
Baker.	of Anderson.
Bradley.	Kyle of Palo Pinto.
Butler.	Long.
Coombes.	McDougald.
Cowley.	McGregor.
Davidson.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Munson.
Good.	Parkhouse.
Haag.	Pavlica.
Harman.	Ramsey.
Harrison.	Reader.
Hartzog.	Reed of Dallas.
Head.	Smith.
Hester.	Townsend.
Hill of Webb.	Vaughan.
Hunt.	Weinert.
	Wells.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 450 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—110

Aikin.	Alsup.
Alexander.	Anderson of Bexar.

Anderson	Latham.
of Johnson.	Lemens.
Barrett.	Leonard.
Barron.	Lindsey.
Beck.	Lotief.
Bedford.	Magee.
Bourne.	Mackay.
Burns.	Mathis.
Calvert.	McClain.
Camp.	Merritt.
Canon.	Metcalfe.
Cathey.	Mitcham.
Caven.	Moffett.
Chastain.	Morrison.
Clayton.	Nicholson.
Colson.	Palmer.
Crossley.	Patterson.
Daniel.	Pope.
Dean.	Puryear.
Devall.	Ratliff.
Dunlap.	Ray.
Dunagan.	Reed of Bowie.
Duvall.	Renfro.
Engelhard.	Riddle.
Fain.	Roberts.
Few.	Rogers of Hunt.
Fuchs.	Rogers
Glass.	of Ochiltree.
Golson.	Rollins.
Goodman.	Ross.
Graves.	Russell.
Greathouse.	Savage.
Griffith.	Scarborough.
Hankamer.	Scott.
Harris.	Shannon.
Harrison.	Shults.
Hicks.	Stanfield.
Hill of Brazoria.	Steward.
Hodges.	Stinson.
Holekamp.	Stovall.
Holland.	Sullivant.
Holloway.	Tarwater.
Hoskins.	Tennyson.
Huddleston.	Thomas.
Hughes.	Tillery.
Hyder.	Turlington.
Jackson.	Van Zandt.
James.	Wagstaff.
Jefferson.	Walker.
Jones of Atascosa.	Wells.
Jones of Runnels.	West.
Jones of Shelby.	Winningham.
Kayton.	Wood.
Kyle of Hays.	Young.
Laird.	

Absent

Adamson.	Good.
Baker.	Haag.
Bradley.	Harman.
Butler.	Hartzog.
Coombes.	Head.
Cowley.	Hester.
Davidson.	Hill of Webb.
Dwyer.	Hunt.
Fisher.	Johnson
Ford.	of Anderson.

Kyle of Palo Pinto.	Pavlica.
Long.	Ramsey.
McDougald.	Reader.
McGregor.	Reed of Dallas.
McKee.	Smith.
Moore.	Townsend.
Morse.	Vaughan.
Munson.	Weinert.
Parkhouse.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

HOUSE BILL NO. 348 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 348, A bill to be entitled "An Act to amend Article 1738, Revised Civil Statutes of Texas of 1925 (as amended by the Acts of 1927, Fortieth Legislature, First Called Session, page 148, Chapter 51, Section 1), so as to provide that the equalization of the business of the Courts of Civil Appeals shall be made by the Supreme Court, as of the close of business in said Courts of Civil Appeals on December 31 and May 31 of each year; and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 348 ON THIRD READING

Mr. Camp moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 348 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107

Aikin.	Caven.
Alexander.	Chastain.
Alsup.	Clayton.
Anderson	Colson.
of Bexar.	Daniel.
Anderson	Devall.
of Johnson.	Dunlap.
Barrett.	Dunagan.
Barron.	Duvall.
Beck.	Engelhard.
Bedford.	Fain.
Bourne.	Few.
Burns.	Fuchs.
Calvert.	Glass.
Camp.	Golson.
Canon.	Goodman.
Cathey.	Graves.

Greathouse.	Palmer.
Griffith.	Patterson.
Hankamer.	Puryear.
Harris.	Ratliff.
Hicks.	Ray.
Hill of Brazoria.	Reed of Bowie.
Hodges.	Renfro.
Holekamp.	Riddle.
Holland.	Roberts.
Holloway.	Rogers of Hunt.
Hoskins.	Rogers
Huddleston.	of Ochiltree.
Hughes.	Rollins.
Hyder.	Ross.
James.	Russell.
Jefferson.	Savage.
Jones of Atascosa.	Scarborough.
Jones of Runnels.	Scott.
Jones of Shelby.	Shannon.
Kayton.	Shults.
Kyle of Hays.	Stanfield.
Kyle of Palo Pinto.	Steward.
Laird.	Stinson.
Latham.	Stovall.
Lemens.	Sullivant.
Leonard.	Tarwater.
Lindsey.	Tennyson.
Lotief.	Thomas.
Magee.	Tillery.
Mackay.	Turlington.
Mathis.	Van Zandt.
McClain.	Wagstaff.
McDougald.	Walker.
Merritt.	Wells.
Metcalfe.	West.
Moffett.	Winningham.
Morrison.	Wood.
Nicholson.	Young.

Absent

Adamson.	Jackson.
Baker.	Johnson
Bradley.	of Anderson.
Butler.	Long.
Coombes.	McGregor.
Cowley.	McKee.
Crossley.	Mitcham.
Davidson.	Moore.
Dean.	Morse.
Dwyer.	Munson.
Fisher.	Parkhouse.
Ford.	Pavlica.
Good.	Pope.
Haag.	Ramsey.
Harman.	Reader.
Harrison.	Reed of Dallas.
Hartzog.	Smith.
Head.	Townsend.
Hester.	Vaughan.
Hill of Webb.	Weinert.
Hunt.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 348 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—107

Aikin.	Kyle of Hays.
Alexander.	Kyle of Palo Pinto.
Alsup.	Laird.
Anderson	Latham.
of Bexar.	Lemens.
Anderson	Leonard.
of Johnson.	Lindsey.
Barrett.	Lotief.
Barron.	Mathis.
Beck.	McClain.
Bedford.	McDougald.
Bourne.	Merritt.
Burns.	Metcalfe.
Calvert.	Mitcham.
Camp.	Moffett.
Canon.	Morrison.
Cathey.	Nicholson.
Caven.	Palmer.
Chastain.	Patterson.
Clayton.	Pope.
Colson.	Puryear.
Crossley.	Ratliff.
Daniel.	Ray.
Devall.	Reed of Bowie.
Dunlap.	Renfro.
Dunagan.	Riddle.
Duvall.	Roberts.
Engelhard.	Rogers of Hunt.
Fain.	Rogers
Few.	of Ochiltree.
Fuchs.	Rollins.
Glass.	Ross.
Golson.	Russell.
Goodman.	Savage.
Graves.	Scarborough.
Greathouse.	Scott.
Griffith.	Shannon.
Hankamer.	Shults.
Harris.	Stanfield.
Hicks.	Steward.
Hill of Brazoria.	Stinson.
Hodges.	Stovall.
Holekamp.	Sullivant.
Holland.	Tarwater.
Holloway.	Tennyson.
Hoskins.	Thomas.
Huddleston.	Tillery.
Hughes.	Turlington.
Hyder.	Van Zandt.
James.	Vaughan.
Jefferson.	Wells.
Jones of Atascosa.	West.
Jones of Runnels.	Winningham.
Jones of Shelby.	Wood.
Kayton.	Young.

Nays—1

Walker.

Absent	
Adamson.	Jackson.
Baker.	Johnson
Bradley.	of Anderson.
Butler.	Long.
Coombes.	Magee.
Cowley.	Mackay.
Davidson.	McGregor.
Dean.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Munson.
Good.	Parkhouse.
Haag.	Pavlica.
Harman.	Ramsey.
Harrison.	Reader.
Hartzog.	Reed of Dallas.
Head.	Smith.
Hester.	Townsend.
Hill of Webb.	Wagstaff.
Hunt.	Weinert.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

BILL ORDERED NOT PRINTED

On motion of Mr. West, by unanimous consent of the House, House Bill No. 890 was ordered not printed.

HOUSE BILL NO. 890 ON SECOND READING

On motion of Mr. West, by unanimous consent of the House, the Twenty-four-hour House Rule, relative to printed bills, was suspended for the purpose of considering, at this time, House Bill No. 890.

Mr. West moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 890 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108

Aikin.	Burns.
Alexander.	Calvert.
Alsup.	Camp.
Anderson	Canon.
of Bexar.	Cathey.
Anderson	Caven.
of Johnson.	Chastain.
Barrett.	Clayton.
Barron.	Colson.
Beck.	Daniel.
Bedford.	Dean.
Bourne.	Devall.

Dunlap.	Mitcham.
Dunagan.	Moffett.
Duvall.	Morrison.
Engelhard.	Nicholson.
Fain.	Palmer.
Few.	Patterson.
Glass.	Pope.
Golson.	Purveyar.
Goodman.	Ratliff.
Graves.	Ray.
Greathouse.	Reed of Bowie.
Griffith.	Renfro.
Hankamer.	Riddle.
Harris.	Roberts.
Hicks.	Rogers of Hunt.
Hill of Brazoria.	Rogers
Hodges.	of Ochiltree.
Holekamp.	Rollins.
Holland.	Ross.
Holloway.	Russell.
Hoskins.	Savage.
Huddleston.	Scarborough.
Hughes.	Scott.
Hyder.	Shannon.
Jackson.	Shults.
James.	Stanfield.
Jefferson.	Steward.
Jones of Atascosa.	Stinson.
Jones of Runnels.	Stovall.
Jones of Shelby.	Sullivant.
Kayton.	Tarwater.
Kyle of Hays.	Tennyson.
Laird.	Thomas.
Latham.	Tillery.
Lemens.	Turlington.
Leonard.	Van Zandt.
Lindsey.	Wagstaff.
Lotief.	Walker.
Mackay.	Wells.
Mathis.	West.
McClain.	Winningham.
McDougald.	Wood.
Merritt.	Young.
Metcalf.	

Absent

Adamson.	Hunt.
Baker.	Johnson
Bradley.	of Anderson.
Butler.	Kyle of Palo Pinto.
Coombes.	Long.
Cowley.	Magee.
Crossley.	McGregor.
Davidson.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Munson.
Fuchs.	Parkhouse.
Good.	Pavlica.
Haag.	Ramsey.
Harman.	Reader.
Harrison.	Reed of Dallas.
Hartzog.	Smith.
Head.	Townsend.
Hester.	Vaughan.
Hill of Webb.	Weinert.

Absent—Excused

Johnson
of Dimmit. McCullough.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 890, A bill to be entitled "An Act to authorize and provide a method for the Commissioner of the General Land Office to lease to the Alejandro G. Trevino Post No. 390, of the American Legion, of Willacy County, Texas, certain submerged lands under the waters of Red Fish Bay, in Willacy County, Texas, etc.; and declaring an emergency."

The bill was read second time.

Mr. West offered the following committee amendments to the bill:

(1)

Amend House Bill No. 890 by adding a new Section, after Section 4, to be known as Section 4-a:

"Section 4-a. This lease does not include the minerals in said lands, but all minerals therein are reserved to the State, and said lands shall be subject to mineral development under the general laws of the State without regard to the terms of this lease."

(2)

Amend House Bill No. 890 by adding a new Section, to be known as Section 4-b:

"Section 4-b. The lease herein provided for shall be issued subject to all the game laws of this State, and the public rights of fishing and navigation of such small craft for fishing only, on and over said submerged lands shall not be impaired thereby."

The amendments were severally adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House Bill No. 890 was then passed to engrossment.

HOUSE BILL NO. 890 ON THIRD READING

The Speaker then laid House Bill No. 890 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—107

Aikin.	Kyle of Hays.
Alexander.	Kyle of Palo Pinto.
Alsup.	Laird.
Anderson	Latham.
of Johnson.	Lemens.
Barrett.	Leonard.
Barron.	Lindsey.
Beck.	Lotief.
Bedford.	Mathis.
Bourne.	McClain.
Burns.	McDougald.
Calvert.	Merritt.
Camp.	Metcalfe.
Canon.	Mitcham.
Cathey.	Moffett.
Caven.	Morrison.
Chastain.	Nicholson.
Clayton.	Palmer.
Colson.	Patterson.
Crossley.	Pope.
Daniel.	Puryear.
Dean.	Ratliff.
Devall.	Ray.
Dunlap.	Reed of Bowie.
Dunagan.	Renfro.
Duvall.	Riddle.
Engelhard.	Roberts.
Fain.	Rogers of Hunt.
Few.	Rogers of Ochiltree.
Fuchs.	Ross.
Glass.	Russell.
Golson.	Savage.
Goodman.	Scarborough.
Graves.	Scott.
Greathouse.	Shannon.
Hankamer.	Shults.
Harris.	Stanfield.
Hicks.	Steward.
Hill of Brazoria.	Stinson.
Hodges.	Stovall.
Holekamp.	Sullivant.
Holland.	Tarwater.
Holloway.	Tennyson.
Hoskins.	Thomas.
Huddleston.	Tillery.
Hughes.	Turlington.
Hyder.	Van Zandt.
Jackson.	Wagstaff.
James.	Walker.
Jefferson.	Wells.
Jones of Atascosa.	West.
Jones of Runnels.	Winningham.
Jones of Shelby.	Wood.
Kayton.	Young.

Present—Not Voting

Rollins.

Absent

Adamson.	Baker.
Anderson	Bradley.
of Bexar.	Butler.

Coombes.	Long.
Cowley.	Magee.
Davidson.	Mackay.
Dwyer.	McGregor.
Fisher.	McKee.
Ford.	Moore.
Good.	Morse.
Griffith.	Munson.
Haag.	Parkhouse.
Harman.	Pavlica.
Harrison.	Ramsey.
Hartzog.	Reader.
Head.	Reed of Dallas.
Hester.	Smith.
Hill of Webb.	Townsend.
Hunt.	Vaughan.
Johnson	Weinert.
of Anderson.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

HOUSE BILL NO. 845 ON SECOND
READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 845, A bill to be entitled "An Act authorizing independent school districts to build or purchase buildings and grounds for the purpose of constructing gymnasias, stadia, or other recreational facilities, and to encumber the same and the income thereof to secure the payment of the purchase price to evidence the indebtedness created thereby by the issuance of bonds, notes, or other evidences of indebtedness; providing that the purchaser shall have a franchise to operate same in case of foreclosure; providing that such obligations shall never be a debt of such school district; providing that such projects shall be deemed self-liquidating in character; providing that repairs to such properties shall be a first lien; providing that the tolls, fees, and other charges made for the use thereof shall be at a rate sufficient to pay the current interest and provide the necessary sinking fund therefor, etc.; and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 845 ON THIRD
READING

Mr. Moffett moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 845 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—110

Mr. Speaker.	Kayton.
Aikin.	Kyle of Hays.
Alexander.	Kyle of Palo Pinto.
Alsup.	Laird.
Anderson	Latham.
of Bexar.	Lemens.
Anderson	Leonard.
of Johnson.	Lindsey.
Barrett.	Lotief.
Barron.	Mackay.
Beck.	Mathis.
Bedford.	McClain.
Bourne.	Merritt.
Burns.	Metcalfe.
Calvert.	Mitcham.
Camp.	Moffett.
Canon.	Morrison.
Cathey.	Nicholson.
Caven.	Palmer.
Chastain.	Patterson.
Clayton.	Pope.
Colson.	Puryear.
Crossley.	Ratliff.
Daniel.	Ray.
Dean.	Reed of Bowie.
Devall.	Riddle.
Dunlap.	Roberts.
Dunagan.	Rogers of Hunt.
Duvall.	Rogers
Engelhard.	of Ochiltree.
Fain.	Ross.
Few.	Russell.
Fuchs.	Savage.
Glass.	Scarborough.
Golson.	Scott.
Goodman.	Shannon.
Graves.	Shults.
Greathouse.	Stanfield.
Griffith.	Steward.
Haag.	Stinson.
Hankamer.	Stovall.
Hicks.	Sullivant.
Hill of Brazoria.	Tarwater.
Hodges.	Tennyson.
Holekamp.	Thomas.
Holland.	Tillery.
Holloway.	Townsend.
Hoskins.	Turlington.
Huddleston.	Van Zandt.
Hughes.	Vaughan.
Hyder.	Wagstaff.
Jackson.	Walker.
James.	Wells.
Jefferson.	West.
Jones of Atascosa.	Winningham.
Jones of Runnels.	Wood.
Jones of Shelby.	Young.

Absent

Adamson.	Butler.
Baker.	Coombes.
Bradley.	Cowley.

Davidson.	Magee.
Dwyer.	McDougald.
Fisher.	McGregor.
Ford.	McKee.
Good.	Moore.
Harman.	Morse.
Harris.	Munson.
Harrison.	Parkhouse.
Hartzog.	Pavlica.
Head.	Ramsey.
Hester.	Reader.
Hill of Webb.	Reed of Dallas.
Hunt.	Renfro.
Johnson	Rollins.
of Anderson.	Smith.
Long.	Weinert.

Absent—Excused

Johnson	McCullough.
of Dimmit.	

The Speaker then laid House Bill No. 845 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—110

Aikin.	Griffith.
Alexander.	Haag.
Alsup.	Hankamer.
Anderson	Hicks.
of Bexar.	Hill of Brazoria.
Anderson	Hodges.
of Johnson.	Holekamp.
Barrett.	Holland.
Barron.	Holloway.
Beck.	Hoskins.
Bedford.	Huddleston.
Bourne.	Hughes.
Burns.	Hyder.
Calvert.	Jackson.
Camp.	James.
Canon.	Jefferson.
Cathey.	Jones of Atascosa.
Caven.	Jones of Runnels.
Chastain.	Jones of Shelby.
Clayton.	Kayton.
Colson.	Kyle of Hays.
Crossley.	Kyle of Palo Pinto.
Daniel.	Laird.
Dean.	Latham.
Devall.	Lemens.
Dunlap.	Leonard.
Dunagan.	Lindsey.
Duvall.	Lotief.
Engelhard.	Mackay.
Fain.	Mathis.
Few.	McClain.
Fuchs.	Merritt.
Glass.	Metcalf.
Golson.	Mitcham.
Goodman.	Moffett.
Graves.	Morrison.
Greathouse.	Nicholson.

Palmer.	Steward.
Patterson.	Stinson.
Pope.	Stovall.
Ratliff.	Sullivant.
Ray.	Tarwater.
Reed of Bowie.	Tennyson.
Riddle.	Thomas.
Roberts.	Tillery.
Rogers of Hunt.	Townsend.
Rogers	Turlington.
of Ochiltree.	Van Zandt.
Rollins.	Vaughan.
Ross.	Wagstaff.
Russell.	Walker.
Savage.	Wells.
Scarborough.	West.
Scott.	Winningham.
Shannon.	Wood.
Shults.	Young.
Stanfield.	

Nays—1

Puryear.

Absent

Adamson.	Johnson
Baker.	of Anderson.
Bradley.	Long.
Butler.	Magee.
Coombes.	McDougald.
Cowley.	McGregor.
Davidson.	McKee.
Dwyer.	Moore.
Fisher.	Morse.
Ford.	Munson.
Good.	Parkhouse.
Harman.	Pavlica.
Harris.	Ramsey.
Harrison.	Reader.
Hartzog.	Reed of Dallas.
Head.	Renfro.
Hester.	Smith.
Hill of Webb.	Weinert.
Hunt.	

Absent—Excused

Johnson	McCullough.
of Dimmit.	

ADJOURNMENT

On motion of Mr. Stovall, the House, at 10 o'clock p. m., adjourned until 9:30 o'clock a. m., Tuesday, April 18.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Committee of the Whole House:
House Joint Resolution No. 43.
Counties: House Bills Nos. 842 and 520.

Criminal Jurisprudence: House Bills Nos. 850 and 585.

Municipal and Private Corporations: Senate Bill No. 139.

Judicial Districts: House Bills Nos. 283, 880, and 558.

Game and Fisheries: House Bill No. 883.

The Committee on Revenue and Taxation filed an adverse report on House Bill No. 525.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 866, A bill to be entitled "An Act amending Section 2, of House Bill No. 83, passed by the Fifth Called Session of the Forty-first Legislature, by adding thereto, Section 2-a, providing that motor vehicles from foreign States, or countries, can not lawfully operate in this State past the time limit extended by this State on license plates issued for any previous year,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 409, A bill to be entitled "An Act providing for rules attacking the credibility of witnesses in civil and criminal cases by showing connection with crime, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 612, A bill to be entitled "An Act to provide for the propagation and raising of fresh-water game fish, in privately owned ponds and

lakes, or in streams connecting such privately owned ponds or lakes, and not subject to overflow or directly connected with any public lake or public navigable stream, as defined by the laws of Texas; and prescribing conditions and regulations under which such privately owned game fish may be sold, and providing penalties for violation and describing game fish; repealing all laws in conflict with this Act, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 815, A bill to be entitled "An Act to amend Special Laws, 1920, Thirty-sixth Legislature, Third Called Session, page 75, Chapter 30, Subdivision 8, known as Senate Bill No. 8, so as to provide for three local taxpayers to sit as a board of equalization, of which one shall be secretary of said equalization board, and shall fix a time for the meeting of such board of equalization; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 647, A bill to be entitled "An Act to amend Article 4686, of the Revised Civil Statutes of 1925, by prohibiting individuals, not otherwise expressly permitted by statute, to engage in the business of insuring others against insurable losses; providing that the Board of Insurance Commissioners shall be satisfied that any insurance carrier applying for a certificate of authority has in all respects complied with the laws of this State; providing that it shall be the duty of the Board of Insurance Commissioners to issue to such qualified carrier a certificate of authority under its seal, authorizing such carrier to transact an insurance business, nam-

ing the particular kind of same, for a period of not more than twelve months, and such authority not to extend beyond the last day of February following the date of issuance of said certificate; defining the term 'carrier,' and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 442, A bill to be entitled "An Act creating a Central Mailing Bureau; providing for the control of such Bureau by the State Board of Control; designating the duties and purpose of such Bureau; making an appropriation for the expense of operation and for the purchase of necessary equipment to establish and maintain said Bureau for a period of six months; providing all mail of the State departments located in the State Capitol, the State Office Building, the State Highway Department Office Building, and the Courthouse State Office Building in Austin shall pass through said Bureau; providing for bonds for personnel of such Bureau; providing an appropriation for a revolving fund; repealing all laws in conflict; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 663, A bill to be entitled "An Act authorizing any common school district, independent school district, consolidated common school district, consolidated independent school district, county line school district, consolidated county line school district, or rural school district to hold an election for the purpose of the cancellation and revocation of any unsold school bonds, and providing that such election shall be ordered and held in the same form and manner provided for in voting such school

bonds; providing for the cancellation and destruction of such unsold school bonds retired by reasons of such election, and the adjustment of existing tax levies, and refund of any taxes levied and collected in anticipation of the sale of such school bonds; etc.; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 650, A bill to be entitled "An Act to amend Acts, 1929, Forty-first Legislature, Regular Session, page 523, Chapter 250, Section 2, relating to the giving of bond by commercial colleges, so as not to apply to commercial colleges that sell no scholarship or require no other advance payments; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 510, A bill to be entitled "An Act to amend Article 536, of the Penal Code of the State of Texas, to provide that same shall not apply to self-help or credit scrip or other certificates of barter issued during the years 1933, 1934, and 1935, by any incorporated city, town, or village, or by any organized chamber of commerce; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 762, A bill to be entitled "An Act amending Articles 2525, 2528, and 2533, Chapter 1, Title 47, Revised Civil Statutes of the State

of Texas of 1925, as amended by Chapter 57, First Called Session, Fortieth Legislature, so as to authorize the State Depository Board to fix periodically the rate of interest to be paid by State Depositories and Reserve Depositories on State funds in lieu of the rates now specifically fixed by statute; substituting the State Comptroller for the Attorney General as a member of the State Depository Board; and amending Articles 2536, 2537, and 2539, Chapter 1, Title 47, Revised Civil Statutes of the State of Texas of 1925, to conform therewith, and repealing Articles 2540, 2541, 2542, and 2543, Chapter 1, Title 47, Revised Civil Statutes of the State of Texas of 1925, and declaring an emergency."

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 670, A bill to be entitled "An Act providing for the issuance of licenses for life, health, and accident insurance agents, and the cancellation thereof, regulating the conduct of persons and companies with reference to acting as, and through, life, health, and accident insurance agents, providing penalties, repealing laws in conflict, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 799, A bill to be entitled "An Act to amend Article 1601, Chapter 5, Title 33, of the Revised Civil Statutes of the State of Texas, 1925, as amended by Acts, 1927, Fortieth Legislature, Regular Session, page 264, Chapter 185, so as to require all indebtedness against a courthouse, or courthouses, shall be paid in full before the county seat of any county can be moved from its present location; re-

pealing all laws or parts of laws in conflict herewith; declaring a rule of construction; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 616, A bill to be entitled "An Act amending Article 7047, of the Revised Civil Statutes, 1925, by repealing House Bill No. 102, as passed by the Forty-first Legislature, Second Called Session, 1929, and approved by the Governor of Texas, June 24, 1929; and repealing Senate Bill No. 127, 'Regulating and providing for supervision of emigrant agents,' passed by the Forty-first Legislature, Second Called Session, 1929, and effective without the Governor's signature; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 202, A bill to be entitled "An Act to empower and require the commissioners court of the various counties to require bonds of county and district officials, who are required by law to receive funds to be held in trust as a part of their official duties; providing the commissioners court may require any county or district officer to make and file such additional bond or bonds as deemed necessary for protection of the county; providing said bond or bonds shall be in such amount as now required by law; and fixing the amount of, and the conditions of, said bonds, and providing for the removal of officers who fail to give said bond, and repealing all laws in conflict therewith; providing this Act shall apply to counties having more than one hundred and ninety thousand (190,000) inhabitants and less than three hundred and fifty-five thousand (355,000)

inhabitants, according to the last Federal Census, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 487, A bill to be entitled "An Act to amend Chapter 91, of the General Laws of the Fortieth Legislature, amending Article 7596, of the Revised Civil Statutes, 1925, of the State of Texas, regulating liens for water rates, so as hereafter to limit the statutory lien on crops to secure water rates for irrigation to one-half of the crop; providing for exceptions; and as to give to those supplying water for irrigation a preference lien on crops, superior to every other lien; to limit the lien which public utilities may contract for on crops to one-half; and to authorize waiver of lien by districts; and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 15, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 122, A bill to be entitled "An Act to regulate the manufacture for sale, and sale of, non-intoxicating beer; defining non-intoxicating beer; providing when a person is charged in a criminal cause in this State with driving an automobile while in a state of intoxication, it shall be no defense therefor when such state of intoxication has been produced by the drinking of beer containing not more than three and two-tenths per centum (3.2%) of alcohol by weight; providing that such non-intoxicating beer may be manufactured, distributed, and sold in bottles and from kegs; defining certain terms; making it unlawful for any person to manufacture for sale, or to sell, non-intoxicating beer without first securing a license; providing for license fees; providing for license fees to counties equal to one-half the State license tax levy; im-

posing an occupation tax upon all persons, firms, corporations, and associations of persons engaged in the business of manufacturing for sale, or selling, such non-intoxicating beer in intrastate business within the State of Texas, including all such persons, firms, corporations, or associations of persons importing non-intoxicating beer into the State and selling same in intrastate commerce in this State; providing for the basis upon which said tax shall be computed; prescribing the manner and method and date of payment thereof; prescribing certain duties for State Treasurer with reference to the collection of said tax; providing for the disposition of money collected for tax, one-half to the Available School Fund and one-half to the General Fund; defining manufacturers, wholesale dealers, jobbers, and distributors of non-intoxicating beer, and regulating the business thereof; defining retail dealers, and regulating the business thereof; requiring manufacturers, wholesale dealers, jobbers, distributors, and retail dealers to secure license to manufacture for sale, and sell, non-intoxicating beer, and prescribing the terms and conditions upon which such license may be issued; providing for the refund of any unearned portion of the license on the death or dissolution of licensee; requiring the county clerk to report all licenses granted to the Comptroller of Public Accounts; providing for the revocation, under certain conditions, of licenses granted, prescribing penalties for violations of this Act, and providing penalties, fines, and punishment thereof; providing for the appropriation and use of revenues collected hereunder; providing that the commissioners court of each county in the State may order an election to be held by the qualified voters of said county to determine whether or not the sale of beer containing more than three and two-tenths per centum (3.2%) of alcohol by weight shall be prohibited in such county; providing for the calling of such election; providing for holding such election; providing for declaring the result of said election; providing for penalties for violation, in the event the manufacture, transportation for sale, or the sale of beer containing not more than three and two-tenths per centum (3.2%) of alcohol by weight is prohibited; providing nothing in Article 5096, Title 80, Revised

Civil Statutes of Texas of 1925, and/or Article 680, Chapter 7, Revised Criminal Statutes of Texas of 1925, shall apply to the advertising of vinous or malt beverages as defined in this Act; providing that this Act shall become the law and be effective only if, as, and when House Joint Resolution No. 43, of the Forty-third Legislature, shall have been adopted as an amendment to the Constitution of Texas, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

Committee Room,
Austin, Texas, April 15, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 43, Proposing an amendment to Subsection a, of Section 20, Article XVI, of the Constitution of Texas, providing that vinous and malt liquors of not more than three and two-tenths (3.2) per cent alcoholic content by weight, shall not be prohibited by said Section; providing that the amendment shall be self-enacting; authorizing the Legislature to provide other regulations; providing for the submission of such amendment to the voters; for the proclamation and publication thereof, and making an appropriation for the expenses of such election,

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 878, A bill to be entitled "An Act amending Section 1, of Chapter 58, of the General Laws of the Forty-second Legislature, Regular Session, re-defining 'marginal wells,' and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HARRISON, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, April 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 791, "An Act amending Subsection 14, of Article 5421-c, of the Revised Civil Statutes of Texas, same being Acts, 1931, Forty-second Legislature, Second Called Session, page 64, Chapter 40, by providing that the Board or any person, corporation, assignee, or leaseholder holding a contract with said Board, or any previous contract with the State of Texas or the Land Commissioner, prior to the passage of what is known as the River Bed Law, or law creating the Board of Mineral Development, for the development of the oil and/or gas resources, in State-owned river beds, streams, or channels, is granted the right of eminent domain and condemnation as provided by the general laws of this State for said purpose of securing necessary right of way and land in the development of the minerals in river beds belonging to the State of Texas; and further providing, that hereafter, in all condemnation proceedings, the mineral rights of the condemned party shall be superior to the surface rights of the condemning party, and in the event of any conflict, where it is necessary to drill any offset well, that the surface rights shall yield to the mineral rights, and the condemning party shall immediately remove any interference or hindrance therewith, and, in the event of his failure to do so upon demand, the owner of the mineral rights shall have the right to do so, without liability; and providing that in all condemnation proceedings of this character, the commissioners, or any other tribunal, shall not take into consideration the value of the oil or gas lying under said rights of way of such condemned properties, and providing that this Act shall apply to all cases and proceedings now pending; and declaring an emergency,"

Has carefully compared same, and finds it correctly enrolled.

MORRISON, Vice-Chairman.

Committee Room,
Austin, Texas, April 17, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 88, "An Act to provide for
liens in favor of hospitals and other
institutions furnishing care, treat-
ment, and maintenance of persons in-
jured in accidents, upon the rights of
action, claims, and demands of such
injured persons against other persons
or corporations for damages on ac-
count of negligence causing the in-
juries, and upon the proceeds of the
settlements of any such claims or de-
mands, and declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ROGERS of Hunt, Chairman.

FIFTY-SECOND DAY

(Tuesday, April 18, 1933)

The House met at 9:30 o'clock a. m.,
pursuant to adjournment, and was
called to order by Speaker Stevenson.

The roll was called, and the follow-
ing Members were present:

Mr. Speaker.	Daniel.
Adamson.	Davidson.
Aikin.	Dean.
Alexander.	Devall.
Alsup.	Dunlap.
Anderson	Dunagan.
of Bexar.	Duvall.
Anderson	Dwyer.
of Johnson.	Engelhard.
Baker.	Fain.
Barrett.	Few.
Barron.	Fisher.
Beck.	Ford.
Bedford.	Fuchs.
Bourne.	Glass.
Bradley.	Golson.
Burns.	Good.
Butler.	Goodman.
Calvert.	Graves.
Camp.	Greathouse.
Canon.	Griffith.
Cathey.	Haag.
Caven.	Hankamer.
Chastain.	Harman.
Clayton.	Harris.
Colson.	Harrison.
Coombes.	Hartzog.
Cowley.	Head.
Crossley.	Hester.

Hicks.	Parkhouse.
Hill of Brazoria.	Patterson.
Hill of Webb.	Pavlica.
Hodges.	Pope.
Holekamp.	Puryear.
Holland.	Ramsey.
Holloway.	Ratliff.
Hoskins.	Ray.
Huddleston.	Reader.
Hughes.	Reed of Bowie.
Hunt.	Reed of Dallas.
Hyder.	Renfro.
Jackson.	Riddle.
James.	Roberts.
Jefferson.	Rogers of Hunt.
Jones of Atascosa.	Rogers
Jones of Runnels.	of Ochiltree.
Jones of Shelby.	Rollins.
Kayton.	Ross.
Kyle of Hays.	Russell.
Kyle of Palo Pinto.	Savage.
Laird.	Scarborough.
Latham.	Scott.
Lemens.	Shannon.
Leonard.	Shults.
Lindsey.	Smith.
Long.	Stanfield.
Lotief.	Steward.
Mackay.	Stinson.
Magee.	Stovall.
Mathis.	Tarwater.
McClain.	Tennyson.
McDougald.	Thomas.
McGregor.	Tillery.
McKee.	Townsend.
Merritt.	Turlington.
Metcalfe.	Van Zandt.
Mitcham.	Vaughan.
Moffett.	Wagstaff.
Moore.	Walker.
Morrison.	Wells.
Morse.	West.
Munson.	Winningham.
Nicholson.	Wood.
Palmer.	Young.

Absent

Johnson of Anderson.

Absent—Excused

Johnson	Sullivan.
of Dimmit.	Weinert.
McCullough.	

A quorum was announced present.

Prayer was offered by Rev. Geo. W.
Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were grant-
ed leaves of absence on account of
important business: